

LIQUOR COMMISSION
CITY AND COUNTY OF HONOLULU
PACIFIC PARK PLAZA
711 KAPIOLANI BOULEVARD, SUITE 600
HONOLULU, HAWAII 96813

AGENDA – TWENTIETH MEETING

THURSDAY, DECEMBER 2, 2021
4:00 P.M.

PUBLIC PARTICIPATION AND TESTIMONY

Pursuant to the Emergency Proclamation Related to the State's COVID-19 Delta Response issued by Governor David Ige on October 1, 2021, relating to the COVID-19 pandemic (Proclamation), in order to allow public participation in a manner consistent with social distancing practices the following procedures are in effect for the meeting. *The procedures have been modified to comply with Mayor Blangiardi's Emergency Order No. 2021-16, executed on November 23, 2021. In accordance with concern for public health and safety, in-person testimony in the hearings room has been cancelled until further notice. Please see the instructions below on how to submit oral testimony on any scheduled matter or how to make your appearance on a scheduled matter.*

VIEWING THE MEETING AND RESTRICTIONS ON ENTRY

No members of the public will be allowed into the hearings room, but may listen to the meeting on a live broadcast. The meeting may be heard by internet live streaming through <https://us06web.zoom.us/j/85029579027>; by dialing 1-408-638-0968, entering the meeting ID#: 850 2957 9027#; or, the preferred method, via the Liquor Commission website event calendar at <http://www.honolulu.gov/liq/event-calendar/>. You may pre-register to attend this meeting.

To provide the public with the best opportunity to observe the meeting, it is required to "mute" your device's microphone to prevent technological difficulties.

All persons who are required to appear for the meeting must make your appearance by joining the meeting on the Zoom platform as described above. Please be aware that joining the meeting will involve entering the meeting number and completing a registration process so please allow sufficient time for this task. For testifiers or required attendees who are not able to access the Zoom platform, you may attend in person in Suite 600. While in Suite 600, all Social Distancing Requirements set forth in the Proclamation and the Emergency Order must be strictly observed.

Within forty (40) days after the meeting, the minutes will be posted to the Liquor Commission website at <http://www.honolulu.gov/liq/event-calendar/> for viewing. The minutes of prior meetings may also be viewed at said website.

ORAL TESTIMONY

Oral testimony will be permitted on all matters before the Commission subject to the following restrictions:

1. *All oral testimony must be submitted remotely through the Zoom platform.*
2. Each speaker is limited to a three-minute presentation.

WRITTEN TESTIMONY

Written testimony is strongly encouraged and may be submitted to the Administrator of the Commission three (3) working days prior to the date of the meeting as follows: FAX (808) 768-7311 or E-MAIL liquor@honolulu.gov. Written testimony will not be accepted in person at the meeting.

MATERIALS AVAILABLE FOR INSPECTION

Meeting materials ("board packet") will be available for viewing electronically, as soon as practicable, at the Liquor Commission website (<http://www.honolulu.gov/liq/event-calendar/>).

APPROVAL OF MINUTES:

The regular minutes of the 10th (9/9/21) meeting, and the regular and executive session minutes of the 8th (8/19/21) and 12th (9/23/21) meetings, as previously circulated, to be approved by the Commission.

PUBLIC HEARINGS:

- | | |
|---|--|
| 1. Appl. No. 21-23429 from Kaneohe Kikuya Restaurant LLC, dba Kaneohe Kiku-ya Japanese Restaurant, 46-056 Kamehameha Highway, Space G-10, Kaneohe | For a Restaurant General license (Category No. 1 – Standard Bar) (Prelim. Hrg. 10/7/21) |
| 2. Appl. No. 22-23729 from Top II LLC, dba Top II Bar & Lounge, 3579 Waialae Avenue | For a Dispenser General license (Category No. 3 – Live Entertainment or Recorded Music and Dancing) (Prelim. Hrg. 10/7/21) |
| 3. Appl. No. 22-23813 from Paia Fishmarket Kailua, Inc., dba Paia Fishmarket Kailua, Inc., 151 Hekili Street, Suite #150, Kailua | For a Restaurant General license (Category No. 1 – Standard Bar) (Prelim. Hrg. 10/7/21) |

LICENSE APPLICATIONS:

Special License Application:

- | | |
|--|---|
| 4. Appl. No. 22-23520 from Cools in Catering by Sinublan Inc., dba Sinublan Catering, 94-428 Mokuola Street, Waipahu | For a Special Beer and Wine license on Wednesday, December 8, 2021, from 6:00 p.m. to 11:00 p.m.

(Wedding) |
| 5. Appl. No. 22-23521 from Cools in Catering by Sinublan Inc., dba Sinublan Catering, 94-428 Mokuola Street, Waipahu | For a Special General license on Friday and Saturday, February 11 and 12, 2021, respectively, from 5:30 p.m. to 10:30 p.m.

(50 th Founding Anniversary) |

LICENSE APPLICATIONS: (CONT.)

Special License Application: (Cont.)

6. Appl. Nos. 22-24042-01,
22-24042-02, 22-24042-03,
22-24042-04, 22-24042-05,
22-24042-06, 22-24042-07,
22-24042-08, 22-24042-09,
22-24042-10, 22-24042-11,
22-24042-12, 22-24042-13,
22-24042-14, 22-24042-15,
22-24042-16, 22-24042-17,
22-24042-18, 22-24042-19,
22-24042-20, 22-24042-21,
22-24042-22, 22-24042-23,
22-24042-24, 22-24042-25,
22-24042-26, 22-24042-27,
22-24042-28, 22-24042-29,
and 22-24042-30 from
Aroma Caffe Inc., dba
Aroma Caffe Inc.,
2300 Kalakaua Avenue,
Unit #101

For a Special General license from
8:00 a.m. to 11:59 p.m. (daily) on the
following dates: (total of 90 days)

- 1) December 3, 4, and 5, 2021;
- 2) December 6, 7, and 8, 2021;
- 3) December 9, 10, and 11, 2021;
- 4) December 12, 13, and 14, 2021;
- 5) December 15, 16, and 17, 2021;
- 6) December 18, 19, and 20, 2021;
- 7) December 21, 22, and 23, 2021;
- 8) December 24, 25, and 26, 2021;
- 9) December 27, 28, and 29, 2021;
- 10) December 30, and 31, 2021, and
January 1, 2022;
- 11) January 2, 3, and 4, 2022;
- 12) January 5, 6, and 7, 2022;
- 13) January 8, 9, and 10, 2022;
- 14) January 11, 12, and 13, 2022;
- 15) January 14, 15, and 16, 2022;
- 16) January 17, 18, and 19, 2022;
- 17) January 20, 21, and 22, 2022;
- 18) January 23, 24, and 25, 2022;
- 19) January 26, 27, and 28, 2022;
- 20) January 29, 30, and 31, 2022;
- 21) February 1, 2, and 3, 2022;
- 22) February 4, 5, and 6, 2022;
- 23) February 7, 8, and 9, 2022;
- 24) February 10, 11 and 12, 2022;
- 25) February 13, 14, and 15, 2022;
- 26) February 16, 17, and 18, 2022;
- 27) February 19, 20, and 21, 2022;
- 28) February 22, 23, and 24, 2022;
- 29) February 25, 26, and 27, 2022;
and;
- 30) February 28, 2022, and
March 1, and 2, 2022

LICENSE APPLICATIONS: (CONT.)

Special License Application: (Cont.)

7. Appl. Nos. 22-24048-01, 22-24048-02, 22-24048-03, 22-24048-04, 22-24048-05, 22-24048-06, 22-24048-07, 22-24048-08, 22-24048-09, 22-24048-10, 22-24048-11, 22-24048-12, 22-24048-13, and 22-24048-14 from Consolidated Entertainment LLC, dba Consolidated Entertainment LLC, 890 Kamokila Boulevard, Kapolei

For a Special General license from 10:00 a.m. to 1:00 a.m. (daily) on the following dates: (total of 42 days)

- 1) December 17, 18, and 19, 2021;
- 2) December 20, 21, and 22, 2021;
- 3) December 23, 24, and 25, 2021;
- 4) December 26, 27, and 28, 2021;
- 5) December 29, 30, and 31, 2021;
- 6) January 1, 2, and 3, 2022;
- 7) January 4, 5, and 6, 2022;
- 8) January 7, 8, and 9, 2022;
- 9) January 10, 11, and 12, 2022;
- 10) January 13, 14, and 15, 2022;
- 11) January 16, 17, and 18, 2022;
- 12) January 19, 20, and 21, 2022;
- 13) January 22, 23, and 24, 2022;
- and;
- 14) January 25, 26, and 27, 2022*

(*January 27, 2022 until 11:59 p.m.)

PRELIMINARY HEARINGS:

8. Trans. Appl. No. 21-22981 from Leahi Bar and Grill, Inc., dba Leahi Bar and Grill

For the transfer of the business and Restaurant General license (Category No. 2 - Live entertainment or Recorded Music and Dancing) of La Cucaracha Restaurants, Inc., dba La Cucaracha Mexican Bar & Grill, 2446 Koa Avenue, FL 2, and for a change of trade name to Leahi Bar and Grill (R0755)

9. Trans. Appl. No. 22-23540 from BYN LLC, dba Le Bev

For the transfer of the business and Retail General license of Ronald U. Kim, dba Posh Enterprise, 320 Ward Avenue, Suite 115, and for a change of trade name to Le Bev (D1103)

PRELIMINARY HEARINGS: (CONT.)

- | | | |
|-----|--|--|
| 10. | Appl. No. 19-15327
from Consolidated
Entertainment, LLC, dba
Consolidated
Entertainment LLC,
98-1005 Moanalua Road,
Suite 600 (Pearlridge
Center, Downtown) | For a Restaurant General license
(Category No. 1 – Standard Bar) |
| 11. | Appl. No. 21-23144 from
The Social Honolulu LLC,
dba The Social Honolulu
LLC, 1170 Auahi Street,
#250 | For a Restaurant General license
(Category No. 2 - Live entertainment
or Recorded Music and Dancing) |
| 12. | Appl. No. 21-23301 from
Xtreme Kapahulu Partners
LLC, dba Xtreme Mini
Mart, 465 Kapahulu
Avenue, #107 | For a Retail General license |
| 13. | Appl. No. 21-23310 from
RHS LLC, dba RHS Royal
Hawaii Spirits, 36 North
King Street | For a Small Craft Producer Pub
General license (Category No. 1 –
Standard Bar) |
| 14. | Appl. No. 21-23442 from
Mekiko Cantina LLC, dba
Mekiko Cantina,
92-1047 Olani Street,
Space 2-101, Kapolei | For a Restaurant General license
(Category No. 2 - Live entertainment
or Recorded Music and Dancing) |
| 15. | Appl. No. 22-24010 from
Repetti's Provisions LLC,
dba Repetti's Provisions
LLC, 377 Keahole Street,
Unit C-4 | For a Restaurant General license
(Category No. 1 – Standard Bar) |

LICENSE APPLICATIONS: (CONT.)

Temporary License Application:

- | | |
|---|--|
| 16. Appl. No. 22-23885 from Good Company 2.0 LLC, dba Pint and Jigger | For a [Stand-Alone] Temporary Restaurant General license (Category No. 2 - Live entertainment or Recorded Music and Dancing) at 410 Atkinson Drive, Space 1F4, the former site of Yuzu Ala Moana (R0968) |
| 17. Appl. No. 22-23939 from Cess Corporation, dba Ken-G'z Bar and Grill | For a [Stand-Alone] Temporary Restaurant General license (Category No. 1 – Standard Bar) at 1035 University Avenue, Suite UP-105, the former site of The Nook Bistro LLC (R1138) |
| 18. Appl. No. 22-23985 from MG-Hila LLC, dba Stripsteak | For a Temporary Restaurant General license (Category No. 2 - Live entertainment or Recorded Music and Dancing) at 2330 Kalakaua Avenue, Store #330, the current site of Stripsteak (R1176) |

LICENSE APPLICATIONS: (CONT.)

Caterer License Application:

- | | |
|---|---|
| 19. Appl. No. 22-24085 from Sodexo America, LLC, dba Sodexo America, LLC, Restaurant General license (Category No. 2 - Live entertainment or Recorded Music and Dancing), 777 Ward Avenue (R1124) | For a Caterer's license to cater off the licensed premises to 2805 Monsarrat Avenue (Waikiki Shell) on Saturday, December 18, 2021, from 2:00 p.m. to 10:30 p.m.

(Josh Tatofi concert) |
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LICENSE APPLICATIONS: (CONT.)

Stock Transfer Application:

- | | | |
|-----|---|---|
| 20. | Appl. No. 21-23022 from
Pixie Dust 21, Inc., dba
Club La Vie En Rose,
Dispenser General license
(Category No. 1 –
Standard Bar),
1219 Keeaumoku Street
(E1572) | For approval of the transfer of
capital stock

(Continued from November 18,
2021) |
| 21. | Appl. No. 22-23856 from
Tokiharu & Kazuto, Inc.,
dba Yohei Sushi
Restaurant, Dispenser
General license (Category
No. 1 – Standard Bar),
1111 Dillingham
Boulevard, #E1A (E1136) | For approval of the transfer of
capital stock

(Continued from November 18,
2021) |
| 22. | Appl. No. 22-23975 from
Aloha Petroleum, Ltd.,
Retail General licenses
(total of 27 locations)

dba Aloha Island Mart,
1451 10 th Avenue (D1026);

dba Aloha Island Mart,
1701 Dillingham Boulevard
(D1027);

dba Aloha Island Mart,
94-780 Farrington Highway,
Waipahu (D1021);

dba Aloha Island Mart,
2025 Kalakaua Avenue
(D1022);

dba Aloha Island Mart,
46-004 Kamehameha
Highway, Kaneohe (D1023); | For approval of the transfer of
capital stock |

LICENSE APPLICATIONS: (CONT.)

Stock Transfer Application: (Cont.)

Appl. No. 22-23975 from
Aloha Petroleum, Ltd., Retail
General licenses
(total of 27 locations)
(Cont.)

For approval of the transfer of
capital stock

dba Aloha Island Mart,
1841 Palolo Avenue (D1034);

dba Aloha Island Mart,
2314 North School Street
(D1060);

dba Aloha Island Mart,
577 Farrington Highway,
Kapolei (D1154);

dba Aloha Island Mart,
94-264 Farrington Highway,
Waipahu (D1263);

dba Aloha Island Mart,
3203 Monsarrat Avenue
(D1150);

dba Aloha Island Mart,
4339 Waialae Avenue
(D0744);

dba Aloha Island Mart,
85-803 Farrington Highway,
Waianae (D0786);

dba Aloha Island Mart,
1001 Kapahulu Avenue
(D0787);

dba Aloha Island Mart,
95-280 Kapapa Avenue,
Mililani (D0625);

LICENSE APPLICATIONS: (CONT.)

Stock Transfer Application: (Cont.)

Appl. No. 22-23975 from
Aloha Petroleum, Ltd., Retail
General licenses
(total of 27 locations)
(Cont.)

For approval of the transfer of
capital stock

dba Aloha Island Mart,
45-620 Kamehameha
Highway, Kaneohe (D0635);

dba Aloha Island Mart,
94-826 Ukee Street, Waipahu
(D0641);

dba Aloha Island Mart,
1860 North King Street
(D0661);

dba Aloha Island Mart,
45-596 Kamehameha
Highway, Kaneohe (D0489);

dba Aloha Island Mart,
1403 North School Street
(D1011);

dba Aloha Island Mart,
45-1151 Kamehameha
Highway, Kaneohe (D1013);

dba Aloha Island Mart,
87-1942 Farrington Highway,
Waianae (D1211);

dba Aloha Island Mart,
666 North King Street
(D1160);

dba Aloha Island Mart,
434 Kuulei Road, Kailua
(D1161);

LICENSE APPLICATIONS: (CONT.)

Stock Transfer Application: (Cont.)

Appl. No. 22-23975 from
Aloha Petroleum, Ltd., Retail
General licenses
(total of 27 locations)
(Cont.)

For approval of the transfer of
capital stock

dba Aloha Island Mart,
3269 Koapaka Street
(D1255);

dba Aloha Island Mart,
249 Keahole Street (D1254);

dba Mahalo Express,
119 Kamehameha Highway,
Wahiawa (D1012); and

dba Mahalo Express,
94-767 Farrington Highway,
Waipahu (D1032)

Tour/Cruise Vessel License Application: — NO PUBLIC HEARING REQUIRED

23. Appl. No. 21-23182 from
Island Magic Catamaran
Inc., dba Pink Sails,
1739 Ala Moana
Boulevard (Hawaii Yacht
Club)

For a Tour/Cruise Vessel General
license (Category No. 1 – Standard
Bar)

REQUESTS:

24. Request No. 21-23250
from Benchmark
Hospitality of Hawaii, LLC,
dba Turtle Bay Resort,
Hotel General license,
57-091 Kamehameha
Highway, Kahuku (L0024)

Requesting approval of internal
alterations and renovation of its
licensed premises

OTHER BUSINESS:

25. Request No. 22-24050
from Mia D. Obciana,
Esq., on behalf of
Consolidated
Entertainment LLC, dba
Consolidated
Entertainment LLC

Requesting the following:

- 1) Waiver of Rule 3-84-72.2 –
Premises Lighting;
- 2) Waiver of Rule 3-84-78.041 –
Visual Reproductions of Sexual
Acts and Simulations; and
- 3) Special License Waivers – To
use documents on file for its new
liquor license application to be
used to support its special
license applications

(Premises at 890 Kamokila
Boulevard, Kapolei)

26. Request No. 22-24096
from Kenneth G.K. Hoo,
Esq., on behalf of Zetton,
Inc., dba Zetton, Inc.

Requesting waiver of Rule 3-82-
32.1(a) requiring a temporary
license application be filed within
five (5) working days of the
cancellation of the previous license
or the closing of the business

(Premises at 364 Seaside Avenue,
former site of Hi-Tide Poke Shop
(E1483))

27. Request No. 22-24073
from Luis Silva, Manager
Member, on behalf of
Jorge's Hawaii LLC, dba
Jorge's Tacos & Cevich

Requesting waiver of Rule 3-82-
32.1(a) requiring a temporary
license application be filed within
five (5) working days of the
cancellation of the previous license
or the closing of the business

(Premises at 66-165 Kamehameha
Highway, Unit 3E, Haleiwa; former
site of Stormy's (R1294))

ACCEPTANCE OF PLEA AND ADOPTION OF DECISION AND ORDER:

28. Tokkuri-Tei
(LCV 21-0406)
(R0961)

For acceptance of plea and adoption
of Decision and Order

ADOPTION OF FINDINGS OF FACT/DECISION AND ORDER:

- | | | |
|-----|--|--|
| 29. | Club Femme Nu
(LCV 20-0243)
(E0754) | For adoption of Findings of Fact,
Conclusions of Law, Decision and
Order |
| 30. | Irish Rose Saloon, Inc.
(LCV 14-0135)
(E0854) | do. |
| 31. | Mo-Joe's Sports
Bar & Grill
(LCV 15-0044)
(E1347) | do. |
| 32. | Waikiki Joy
(LCV 15-0002)
(L0019) | do. |
| 33. | C J Market
(LCV 21-0258)
(D1002) | For adoption of Decision and Order |
| 34. | Club Ruby
(LCV 21-0086)
(E0309) | do. |
| 35. | Club Ruby
(LCV 21-0220)
(E0309) | do. |
| 36. | Foodland Super Market,
Ltd. Store No. 2
(LCV 21-0257)
(D0112) | do. |
| 37. | House of Wong
Restaurant
(LCV 21-0260)
(R1164) | do. |
| 38. | Izakaya Nonbei
(LCV 21-0255)
(E1541) | do. |

ADOPTION OF DECISION AND ORDER:

- | | |
|---|------------------------------------|
| 39. Nico's
(LCV 21-0256)
(D1179) | For adoption of Decision and Order |
| 40. Walgreens
(LCV 21-0259)
(D1191) | do. |
| 41. Walgreens
(LCV 21-0278)
(D1181) | do. |

ADJUDICATION HEARINGS:

- | | |
|---|--|
| 42. Aloha Beer Downtown
(LCV 21-0279)
(R1431) | Licensee failed to comply with any other laws applicable to the business of Licensee, whether in existence at the time of issue of such license or enacted or amended from time to time thereafter, to wit, Emergency Order No. 2021-09 (COVID-19 [Novel Coronavirus]) (Violation of Section 281-38, HRS) (Date of violation: On or about August 17, 2021) |
| 43. Aloha Island Mart
(LCV 21-0333)
(D0744) | Licensee sold, served or furnished intoxicating liquor to a minor, or allowed consumption of intoxicating liquor by a minor, at the licensed premises (Violation of Section 281-78(b)(1)(A), HRS) (Date of violation: On or about August 28, 2021) |
| 44. The Chart House
(LCV 21-0261)
(R0339) | Licensee failed to comply with any other laws applicable to the business of Licensee, whether in existence at the time of issue of such license or enacted or amended from time to time thereafter, to wit, Emergency Order No. 2021-09 (COVID-19 [Novel Coronavirus]) (Violation of Section 281-38, HRS) (Date of violation: On or about August 4, 2021) |

ADJUDICATION HEARINGS: (CONT.)

45. The Chart House
(LCV 21-0296)
(R0339)
- Licensee failed to comply with any other laws applicable to the business of Licensee, whether in existence at the time of issue of such license or enacted or amended from time to time thereafter, to wit, Emergency Order No. 2021-09 (COVID-19 [Novel Coronavirus]) (Violation of Section 281-38, HRS) (Date of violation: On or about August 24, 2021)
46. Diamond Head
Market and Grill
(LCV 21-0337)
(D0410)
- Licensee sold, served or furnished intoxicating liquor to a minor, or allowed consumption of intoxicating liquor by a minor, at the licensed premises (Violation of Section 281-78(b)(1)(A), HRS) (Date of violation: On or about August 28, 2021)
47. Makiki Liquor Store
(LCV 21-0280)
(D0259)
- Licensee sold, served or furnished intoxicating liquor to a minor, or allowed consumption of intoxicating liquor by a minor, at the licensed premises (Violation of Section 281-78(b)(1)(A), HRS) (Date of violation: On or about August 14, 2021)
48. Neiman Marcus
(LCV 21-0275)
(D0912)
- Licensee sold, served or furnished intoxicating liquor to a minor, or allowed consumption of intoxicating liquor by a minor, at the licensed premises (Violation of Section 281-78(b)(1)(A), HRS) (Date of violation: On or about August 14, 2021)
49. Redfish Poke Bar
by Foodland
(LCV 21-0277)
(D1282)
- Licensee sold, served or furnished intoxicating liquor to a minor, or allowed consumption of intoxicating liquor by a minor, at the licensed premises (Violation of Section 281-78(b)(1)(A), HRS) (Date of violation: On or about August 14, 2021)

ADJUDICATION HEARINGS: (CONT.)

- | | |
|--|--|
| 50. Remixx Bar & Grill
(LCV 21-0342)
(E1533) | Licensee failed to comply with any other laws applicable to the business of Licensee, whether in existence at the time of issue of such license or enacted or amended from time to time thereafter, to wit, Emergency Order No. 2021-09 (COVID-19 [Novel Coronavirus]) (Violation of Section 281-38, HRS) (Date of violation: On or about September 4, 2021) |
| 51. T.A. Station
(LCV 21-0273)
(E1613) | Licensee failed to comply with any other laws applicable to the business of Licensee, whether in existence at the time of issue of such license or enacted or amended from time to time thereafter, to wit, Emergency Order No. 2021-09 (COVID-19 [Novel Coronavirus]) (Violation of Section 281-38, HRS) (Date of violation: On or about August 13, 2021) |
| 52. 236 Grocery
(nka Waikiki Old
Country Market)
(LCV 19-0442)
(D0216) | Licensee reduced or increased the area of the licensed premises without the prior permission of the Commission (Violation of Section 281-62, HRS) (Date of violation: On or about November 18, 2019) |
| 53. Waikiki Old
Country Market
(fka 236 Grocery)
(LCV 21-0336)
(D0216) | Licensee sold, served or furnished intoxicating liquor to a minor, or allowed consumption of intoxicating liquor by a minor, at the licensed premises (Violation of Section 281-78(b)(1)(A), HRS) (Date of violation: On or about August 28, 2021) |

ADJUDICATION HEARINGS: (CONT.)

54. Waikiki Sand Villa Hotel
(LCV 21-0376)
(L0035)

Licensee failed to submit the name of every person then employed on the licensed premise who is registered with the Commission or who is subject to registration, on the date and in such manner as directed by the Commission (Violation of Rule 3-82-38.8) (Date of violation: On or about August 31, 2021, and/or during the period from August 31, 2021 to October 8, 2021)

55. Club Little Saigon
(LCV 21-0187)
(E0144)

Licensee failed to comply with any other laws applicable to the business of Licensee, whether in existence at the time of issue of such license or enacted or amended from time to time thereafter, to wit, Emergency Order No. 2021-04 (COVID-19 [Novel Coronavirus]) (Violation of Section 281-38, HRS) (Date of violation: On or about April 6, 2021)

(Continued from October 14, 2021)

[History: 9/2/21, 10/14/21]

56. Club Little Saigon
(LCV 21-0198)
(E0144)

Licensee failed to comply with any other laws applicable to the business of Licensee, whether in existence at the time of issue of such license or enacted or amended from time to time thereafter, to wit, Emergency Order No. 2021-04 (COVID-19 [Novel Coronavirus]) (Violation of Section 281-38, HRS) (Date of violation: On or about May 4, 2021)

(Continued from October 14, 2021)

[History: 9/2/21, 10/14/21]

OTHER BUSINESS: (CONT.)

57. Liquor Administrator

Administrative matters – Weekly report to the Commission, 90-day event schedule and work plan coordination

If you require special assistance, auxiliary aid and/or service to participate in this meeting (i.e., sign language interpreter; interpreter for language other than English, or wheelchair accessibility), please email your detailed request to liquor@honolulu.gov, at least five (5) business days prior to the meeting.

LICENSING INVESTIGATIVE REPORT

DATE: September 22, 2021

SUBJECT: Application No. 21-23429 from Kaneohe Kikuya Restaurant LLC, dba Kaneohe Kiku-Ya Japanese Restaurant, for a Restaurant General (Category 1 – Standard) license at 46-056 Kamehameha Highway, Space G-10, Kaneohe

COMPANY STRUCTURE:

Kaneohe Kikuya Restaurant LLC: Organized under the laws of the State of Hawaii on May 17, 2016 as a member-managed limited liability company. The sole member of the company is:

		<u>Percent</u>
Calvin Dang	Member	100%

See **Exhibit A** for biographical background information on the principal. Criminal History Clearance form has been received.

According to Notification of Authorized Agent form, dated June 21, 2021, Calvin Dang, Member of Kaneohe Kikuya Restaurant LLC, authorizes Min Young 'Alisa' Woo to serve as an authorized agent for the company before the Liquor Commission.

FINGERPRINTS:

Calvin Dang must be fingerprinted prior to the issuance of the license. He is scheduled to be fingerprinted by Fieldprint on September 22, 2021.

Federal Bureau of Investigation clearance is pending.

FINANCIAL STATEMENT OF KANEOHE KIKUYA RESTAURANT LLC, AS OF DECEMBER 31, 2020:

Financial Statement of the Applicant, dated June 21, 2021, was submitted to the Commission and certified by the Applicant to be substantially correct, as of December 31, 2020.

COST AND FINANCING:

It will cost approximately \$200,000 to \$300,000 (not including the cost to build the patio for outside seating) to establish the business. The Landlord will invest \$300,000 to build the patio.

TRADE NAME:

According to a Certificate of Registration of Trade Name from the State of Hawaii Department of Commerce and Consumer Affairs, dated May 26, 2021, Kaneohe Kikuya Restaurant LLC has secured the use of the trade name "Kaneohe Kiku-Ya Japanese Restaurant" for five (5) years from May 26, 2021 to May 25, 2026.

DESCRIPTION OF THE PROPOSED LICENSED PREMISES:

Location: The proposed licensed premises will be located at 46-056 Kamehameha Highway, Space No. G-10 in the Windward Mall Shopping Center.

Details of premises

- Approximately 2,371 sq. ft. (1,371 sq. ft. indoor + 1,000 sq. ft. outdoor)
- Irregular in shape, approximately 45 feet by 101 feet overall
- Indoor dining area, outdoor patio, kitchen, office
- **Common area restrooms located outside of the licensed premises**

See **Exhibit B1** and **B2**

Parking: There is customer parking available at the Windward Mall Shopping Center.

CHURCH, SCHOOL, OR PUBLIC PLAYGROUND WITHIN 500 FEET:

There are none located within 500 feet of the proposed premises.

SAME CLASS OF LICENSE WITHIN 500 FEET OF PREMISES:

Big City Diner Windward Mall, LLC
Dba Big City Diner (R1135)
46-056 Kamehameha Highway, #D-01
265 feet northeast of the premises

Blazin Wings, Inc.
Dba Buffalo Wild Wings (R1220)
46-056 Kamehameha Highway, #E-01
450 feet northeast of the premises

GK Hawaii Restaurants Inc.
Dba Gyu-Kaku (R0960)
46-056 Kamehameha Highway
180 feet east of the premises

K Wind Corporation
Dba Kickin Cajun (R1399)
46-056 Kamehameha Highway, Space E10
260 feet east of the premises

Cotti Foods Pizza Hawaii, Inc.
Dba Pieology Pizzeria (R1429)
46-056 Kamehameha Highway, Unit E09
195 feet northeast of the premises

RT Hawaii Restaurants Inc.
Dba Ruby Tuesday (R0784)
46-056 Kamehameha Highway, Spaces D5/D6/D7
340 feet northeast of the premises

CURRENT NUMBER OF SAME CLASS ISSUED WITHIN THE CITY AND COUNTY OF HONOLULU:

As of September 22, 2021, there are 531 Restaurant licenses issued within the City and County of Honolulu, of which 491 are of the Restaurant General kind.

OTHER MATTERS PERTAINING TO THE APPLICATION THAT MAY AFFECT ISSUANCE OF THE LICENSE:

Kind of Business: The business will be a Japanese restaurant. The hours of operation will be from 10:30 a.m. to 9:00 p.m. daily. Calvin Dang will manage the business with approximately 20 employees (3 full-time and 17 part-time).

Business Plan:

See **Exhibit C**

Lease: According to an executed Lease, dated May 12, 2021, Trustees of the Estate of Bernice Pauahi Bishop (Landlord) leases to Kaneohe Kikuya Restaurant LLC (Tenant) approximately 2,371 square feet of space (1,371 square feet of interior space and 1,000 square feet of exterior space) designated as "Space No. G-10" in the Windward Mall Shopping Center located at 46-056 Kamehameha Highway, Kaneohe.

Term: Starting on the Commencement Date (May 12, 2021) and ending on the last day of the 120th full calendar month following the Rent Commencement Date. Rent Commencement Date will be upon completion of construction of patio by Landlord (Landlord may approve to start rent before the patio completion).

ZONING CLEARANCE:

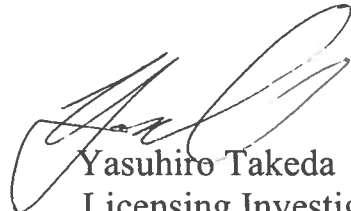
A valid Zoning Clearance issued by the City and County of Honolulu Department of Planning and Permitting must be submitted to the Liquor Commission before a liquor license is issued.

HAWAII REVISED STATUTES SECTION 281-56(a)(9) STATEMENT:

As of September 22, 2021, there are no known potential adverse effects on the surrounding community specific to the premises. All potential adverse effects reported to staff before the Public Hearing will be forwarded to the Commission for its consideration.

OPINION:

In my opinion, statutory requirements have been met.



Yasuhiro Takeda
Licensing Investigator

Reviewed by:



Daniel Sato
Supervising Licensing Investigator



W. Gordon

wh

LIQUOR COMMISSION
CITY AND COUNTY OF HONOLULU
 711 KAPIOLANI BOULEVARD, SUITE 600, HONOLULU, HAWAII 96813-5249
 PHONE (808) 768-7300 • EMAIL HLC@honolulu.gov
 INTERNET ADDRESS: www.honolulu.gov/liq

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PERSONAL HISTORY AND AFFIDAVIT

Rule 3-83-53.1

NAME DANG, CALVIN ANH SOCIAL SECURITY NO. _____
 (Last, First Middle Maiden)

RESIDENTIAL ADDRESS _____ APT. NO. _____

CITY _____ STATE _____ ZIP CODE _____

BUS. PH (808) 230-7439 MOBILE PH _____ EMAIL _____

PLACE OF BIRTH _____ DATE OF BIRTH _____ AGE 49 MARITAL STATUS MARRIED
 (City, State) (MM / DD / YYYY)

NO. OF YEARS COMPLETED IN HIGH SCHOOL 3 YEARS YEAR COMPLETED 1989

NAME OF HIGH SCHOOL LE QUI DON HIGH, SAIGON, VIETNAM
 (include City and State)

NO. OF YEARS COMPLETED IN COLLEGE 1 YEAR YEAR COMPLETED N/A

NAME OF COLLEGE KAPIOLANI COMMUNITY COLLEGE
 (include City and State)

OTHER EDUCATION / YEAR(S) ATTENDED N/A

CITIZENSHIP* U.S. CITIZEN DATE ARRIVED IN HAWAII (if applicable) 10/1991
 *If not a U.S. citizen, indicate type of Visa, or Resident Alien Card No., or Immigration Department No.

EMPLOYMENT RECORD (from the time school was completed to present; also indicate any periods of unemployment):

FROM MONTH/YEAR	TO MONTH/YEAR	POSITION	EMPLOYER	LOCATION
04/2016	- PRESENT	OWNER	KIKUYA RESTAURANT	KANEOHE, HI
10/2012	- 04/2016	MANAGER	BAMBU DESSERT & DRINK	HONOLULU, HI
12/ 2009	- 09/2012	WAITER	IDETA JAPANESE RESTAURNT	HONOLULU, HI
06/2000	- 12/2009	WAITER	KIKUYA RESTAURANT	KANEOHE, HI
1991	- 2000	UNEMPLOYED		HONOLULU, HI
1989	- 1991	UNEMPLOYED		SAIGON, VIETNAM

(If additional space is needed, please attach a separate sheet)

NOTARY INITIAL: _____

List your experience in the liquor industry: IDETA JAPANESE RESTAURANT, WAITER

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2021 JUN 23 A 8:12

Will you devote time to manage the subject business? ☒ YES ☐ NO

If answer is "YES", will it be ☒ FULL TIME, or ☐ PART-TIME?

I, CALVIN ANH DANG, of
(Print Applicant's Full Name)

(Residential Address, City, State, Zip Code)

being first duly sworn, deposes, and says, that the above information is true and correct and that I
(☐ have or ☒ have not) been convicted of any felony charge.

[Signature]
Signature



FOR NOTARY USE ONLY

STATE OF HAWAII
City and County of Honolulu

SS.

On this 21st day of June, in the year of 2021, personally appeared
Calvin A. Dang

who proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to within the foregoing instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the aforementioned instrument the person, or the entity upon behalf of which the person(s) acted, executed the aforementioned instrument in free act and deed.

<p><u>[Signature]</u> Signature of applicant(s) before Notary</p> <p>Subscribed and sworn to before me this: <u>21st</u> day of <u>June</u>, 20 <u>21</u></p> <p><u>[Signature]</u> Signature of Notary</p> <p>Print Name: <u>Robelyn L. Sejalbo</u> Notary Public, State of Hawaii</p> <p>My commission expires <u>10.30.2021</u></p> <p>(Place Notary Stamp or Seal here)</p> <p>ROBEYLN L. SEJALBO NOTARY PUBLIC Comm. No. 05-660 STATE OF HAWAII</p>	<p>NOTARY CERTIFICATION</p> <p>Date of Doc: <u>not dated</u> # of Pages: <u>2</u></p> <p>Notary Name: <u>Robelyn L. Sejalbo</u> First Circuit</p> <p>Doc. Description: <u>Personal History Affidavit</u></p> <p><u>[Signature]</u> Notary Signature</p> <p><u>06.21.2021</u> Date</p> <p>(Place Notary Stamp or Seal here)</p> <p>ROBEYLN L. SEJALBO NOTARY PUBLIC Comm. No. 05-660 STATE OF HAWAII</p>
--	---

NOTE

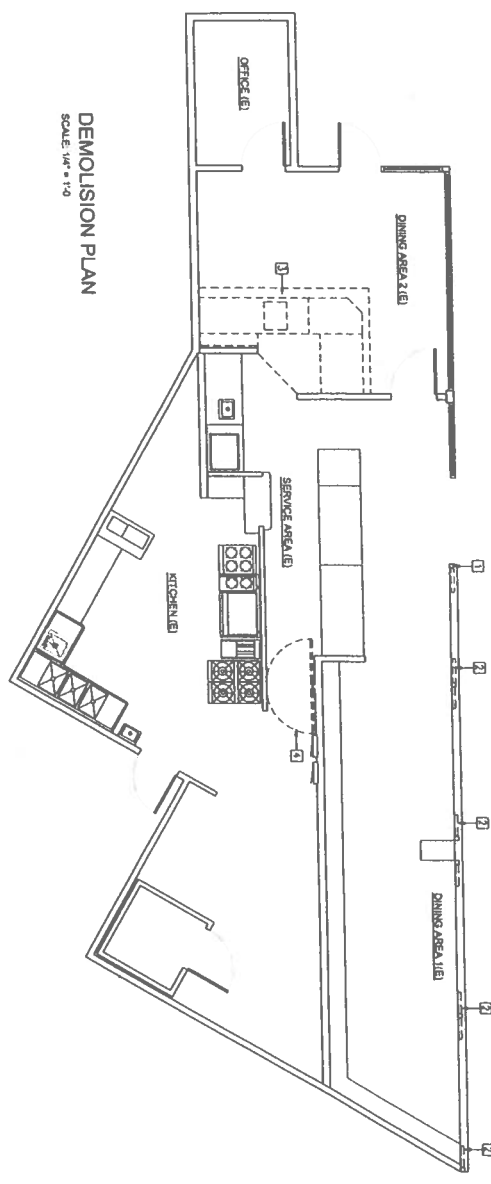
REMOVE ALL ABANDONED MATERIALS, DEVICES, FIXTURES, PARTS, CONDUITS, WIRES, ETC., FROM PREMISES, INCLUDING AREA ABOVE CEILING PLenum AND CONNECTION POINTS OUTSIDE OF STORE. RETURN AREA TO BASE BUILDING CONDITION

GENERAL COMMENTS:

- 1) SLAB PENETRATIONS TO BE CORE DRILLED
- 2) ROOF PENETRATIONS MUST BE PERFORMED BY LANDLORD'S
- 3) SOUND DECIBELS FOR SPACE MUST NOT EXCEED 40 IF SOUNDS ARE NOT EXCESSIVE
- 4) ALL EQUIPMENT BEING REUSED MUST BE DECEASED, CLEANED AND PROFESSIONALLY SERVICE. PLEASE PROVIDE A CERTIFICATE OF SERVICE
- 5) TENANT MUST PROVIDE RTO SYSTEMS AND STRUCTURAL SUPPORTS FOR ANYTHING BEING REUSED
- 6) LANDLORD'S SCOPE OF WORK
- 7) BALANCE REPORT
- 8) INSTALL HEAT AND SMOKE DETECTORS AS REQUIRED BY CODE
- 9) EXHAUST DOORS PROTECTED BY SMOKE DETECTORS AS REQUIRED BY CODE
- 10) EXHAUST SYSTEMS MUST BE MAINTAINED AS SUCH AS FROM EXHAUSTED TO THE ATMOSPHERE THROUGH A
- 11) TENANT-INSTALLED EXHAUST SYSTEM, TENANT SHALL DESIGN AND INSTALL EXHAUST SYSTEM THROUGH A
- 12) EXHAUST SYSTEMS MUST BE MAINTAINED AS SUCH AS FROM EXHAUSTED TO THE ATMOSPHERE THROUGH A
- 13) CUSTOMERS AND THE LOCATION AND MINIMUM DISTANCE OF EXHAUST SYSTEMS SHALL BE AS DIRECTED BY LANDLORD AND IN ACCORDANCE WITH APPLICABLE CODE
- 14) MAKE-UP AIR SYSTEMS AS REFERENCED ABOVE SHALL BE FURNISHED AND INSTALLED BY APPROVAL, UTILIZING SECONDARY WALL AIR, IF TENANT USES MORE THAN TEN PERCENT (10%) OF LANDLORD'S AIR SUPPLY FOR TENANT'S SPECIAL EXHAUST SYSTEM, TENANT SHALL BE RESPONSIBLE FOR AN ADJUSTED OPERATING CHARGES AS REASONABLY ESTABLISHED BY LANDLORD
- 9) ALL WIRING TO BE COPPER
- 10) TENANT IS TO TIE INTO LANDLORD'S FIRE ALARM SYSTEM.

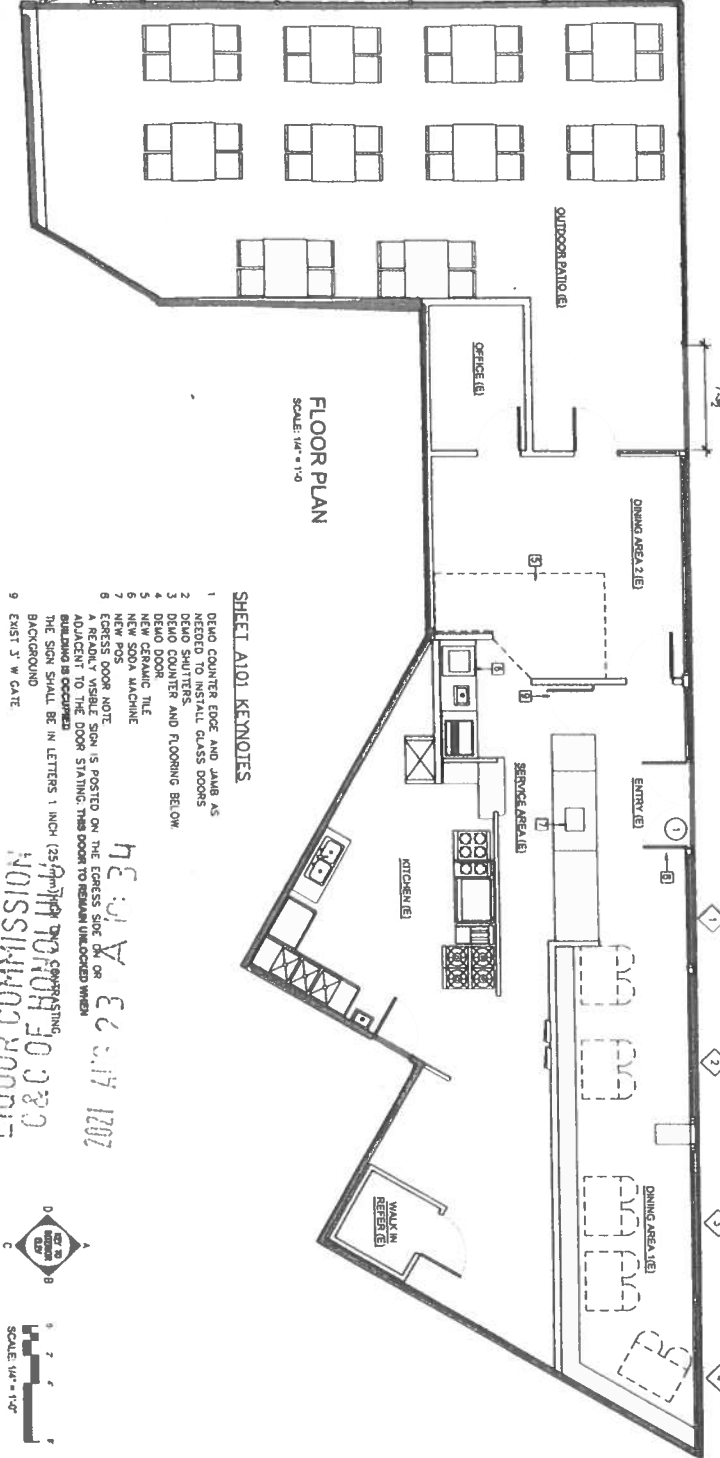
DEMOLITION PLAN

SCALE: 1/4" = 1'-0"



FLOOR PLAN

SCALE: 1/4" = 1'-0"

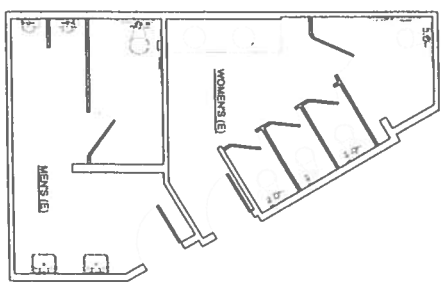


SHEET A101 KEYNOTES

- 1 DEMO COUNTER EDGE AND JAMB AS NEEDED TO INSTALL GLASS DOORS
- 2 DEMO SHUTTERS
- 3 DEMO COUNTER AND FLOORING BELOW
- 4 DEMO DOOR
- 5 NEW CERAMIC TILE
- 6 NEW SODA MACHINE
- 7 NEW POS
- 8 EGRESS DOOR NOTE: SIGN IS POSTED ON THE EGRESS SIDE OF OR ADJACENT TO THE DOOR STAYING THIS DOOR TO REMAIN UNLOCKED WHEN BUILDING IS OCCUPIED
- 9 EXIST 3" W GATE BACKGROUNO

RESTROOM PLAN

SCALE: 1/4" = 1'-0"



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COMMISSION
25-01710-0000-0000-0000
1202



PROJECT INFORMATION:

IBC 2012 DATA:

- OCCUPANCY TYPE: (CHAPTER 3)
A. B - BUSINESS GROUP (SECTION 304) OFFICE AREAS & ITS ACCESSORIES
B. F1 - FACTORY INDUSTRIAL, WOODWORK, WAREHOUSE (SEC 306)

EXISTING BUILDING OCCUPANCY: M

PRODUCT TYPE: 1000
PROJECT LOCATION: UNIT 2, 2010 ST
ADJACENT SPACE OCCUPANCY: M OR B (NONE REQUIRED)
TOTAL AREA: 412 SF / 100 SF = 4.12
MANUFACTURING AREA: 1167 SF = 3.83

TYPE OF CONSTRUCTION: (CHAPTER 6)
A. TYPE OF CONSTRUCTION: TYPE IB

BUILDING ELEMENTS	BEARING (NOIR)	REMARKS
STRUCTURAL FRAMES	0	
BEARING WALLS - EXTERIOR	0	
BEARING WALLS - INTERIOR	0	
NON-BEARING WALLS - EXTERIOR	0	
NON-BEARING WALLS - INTERIOR	0	
FLOOR CONSTRUCTION	0	
ROOF CONSTRUCTION	0	

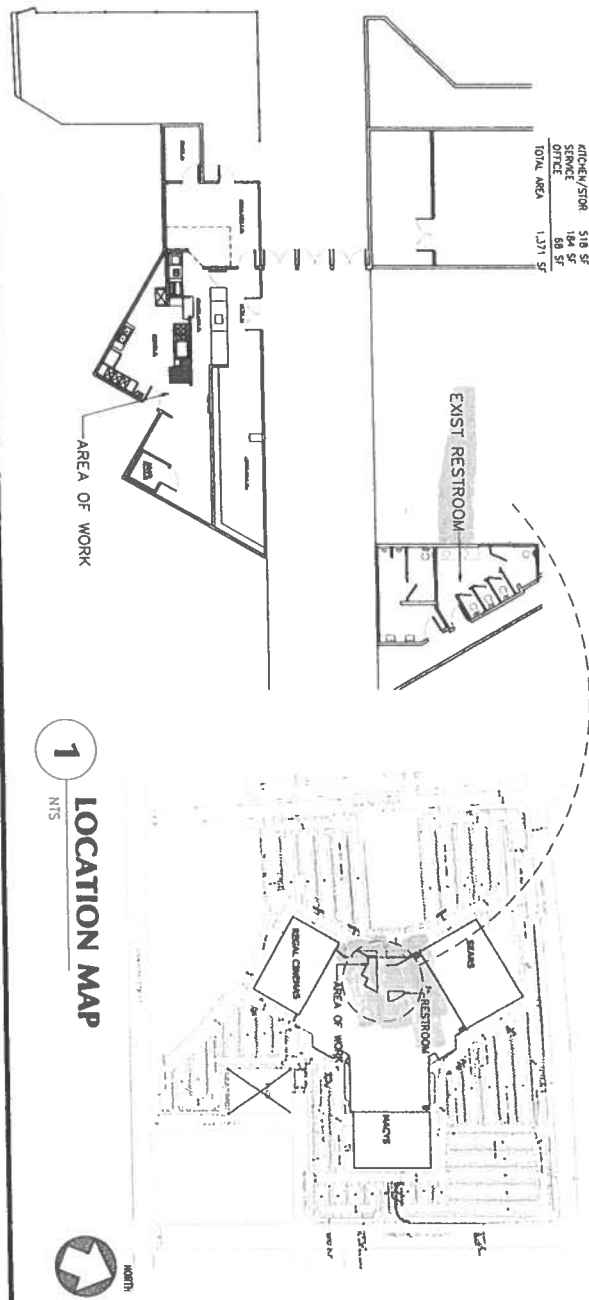
LAND USE ORDINANCE:

LOT INFORMATION

TAX MAP: 4-6-011041
ZONING: B-2 BUSINESS - COMMUNITY
PROPOSED USE: RESTAURANT AND SUSHI ESTABLISHMENT
OCCUPANCY TYPE: B
8 RESTAURANT NOT MORE THAN 50 OCCUPANTS
AREA 148:
DINING 1: 411 SF
DINING 2: 190 SF
KITCHEN/STOR: 518 SF
SERVICE: 194 SF
OFFICE: 158 SF
TOTAL AREA: 1,371 SF

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COMMERCIAL COOKING EQUIPMENT

SECTION 1001.01 - COMMERCIAL COOKING EQUIPMENT
1001.01.1 - GENERAL
1001.01.2 - INSTALLATION
1001.01.3 - MAINTENANCE
1001.01.4 - SAFETY
1001.01.5 - INSULATION
1001.01.6 - VENTING
1001.01.7 - EXHAUST
1001.01.8 - CLEANING
1001.01.9 - REPAIR
1001.01.10 - REPLACEMENT
1001.01.11 - DISPOSAL
1001.01.12 - STORAGE
1001.01.13 - PROTECTION
1001.01.14 - IDENTIFICATION
1001.01.15 - RECORDS
1001.01.16 - TRAINING
1001.01.17 - CERTIFICATION
1001.01.18 - LICENSING
1001.01.19 - INSPECTION
1001.01.20 - ENFORCEMENT
1001.01.21 - VIOLATIONS
1001.01.22 - CITATIONS
1001.01.23 - FINE
1001.01.24 - REVOCATION
1001.01.25 - SUSPENSION
1001.01.26 - CLOSURE
1001.01.27 - REOPENING
1001.01.28 - APPEAL
1001.01.29 - JUDICIAL REVIEW
1001.01.30 - FINAL ORDER

SECTION 1001.02 - COMMERCIAL COOKING EQUIPMENT
1001.02.1 - GENERAL
1001.02.2 - INSTALLATION
1001.02.3 - MAINTENANCE
1001.02.4 - SAFETY
1001.02.5 - INSULATION
1001.02.6 - VENTING
1001.02.7 - EXHAUST
1001.02.8 - CLEANING
1001.02.9 - REPAIR
1001.02.10 - REPLACEMENT
1001.02.11 - DISPOSAL
1001.02.12 - STORAGE
1001.02.13 - PROTECTION
1001.02.14 - IDENTIFICATION
1001.02.15 - RECORDS
1001.02.16 - TRAINING
1001.02.17 - CERTIFICATION
1001.02.18 - LICENSING
1001.02.19 - INSPECTION
1001.02.20 - ENFORCEMENT
1001.02.21 - VIOLATIONS
1001.02.22 - CITATIONS
1001.02.23 - FINE
1001.02.24 - REVOCATION
1001.02.25 - SUSPENSION
1001.02.26 - CLOSURE
1001.02.27 - REOPENING
1001.02.28 - APPEAL
1001.02.29 - JUDICIAL REVIEW
1001.02.30 - FINAL ORDER

SECTION 1001.03 - COMMERCIAL COOKING EQUIPMENT
1001.03.1 - GENERAL
1001.03.2 - INSTALLATION
1001.03.3 - MAINTENANCE
1001.03.4 - SAFETY
1001.03.5 - INSULATION
1001.03.6 - VENTING
1001.03.7 - EXHAUST
1001.03.8 - CLEANING
1001.03.9 - REPAIR
1001.03.10 - REPLACEMENT
1001.03.11 - DISPOSAL
1001.03.12 - STORAGE
1001.03.13 - PROTECTION
1001.03.14 - IDENTIFICATION
1001.03.15 - RECORDS
1001.03.16 - TRAINING
1001.03.17 - CERTIFICATION
1001.03.18 - LICENSING
1001.03.19 - INSPECTION
1001.03.20 - ENFORCEMENT
1001.03.21 - VIOLATIONS
1001.03.22 - CITATIONS
1001.03.23 - FINE
1001.03.24 - REVOCATION
1001.03.25 - SUSPENSION
1001.03.26 - CLOSURE
1001.03.27 - REOPENING
1001.03.28 - APPEAL
1001.03.29 - JUDICIAL REVIEW
1001.03.30 - FINAL ORDER

SECTION 1001.04 - COMMERCIAL COOKING EQUIPMENT
1001.04.1 - GENERAL
1001.04.2 - INSTALLATION
1001.04.3 - MAINTENANCE
1001.04.4 - SAFETY
1001.04.5 - INSULATION
1001.04.6 - VENTING
1001.04.7 - EXHAUST
1001.04.8 - CLEANING
1001.04.9 - REPAIR
1001.04.10 - REPLACEMENT
1001.04.11 - DISPOSAL
1001.04.12 - STORAGE
1001.04.13 - PROTECTION
1001.04.14 - IDENTIFICATION
1001.04.15 - RECORDS
1001.04.16 - TRAINING
1001.04.17 - CERTIFICATION
1001.04.18 - LICENSING
1001.04.19 - INSPECTION
1001.04.20 - ENFORCEMENT
1001.04.21 - VIOLATIONS
1001.04.22 - CITATIONS
1001.04.23 - FINE
1001.04.24 - REVOCATION
1001.04.25 - SUSPENSION
1001.04.26 - CLOSURE
1001.04.27 - REOPENING
1001.04.28 - APPEAL
1001.04.29 - JUDICIAL REVIEW
1001.04.30 - FINAL ORDER

KANEOHE KIKUYA RESTAURANT LLC

**1638 KAIKUAHINE ST.
HONOLULU, HI 96817**

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2021 JUN 23 A 8:18

Liquor Commission
City and County of Honolulu
711 Kapiolani Blvd. Suite 600
Honolulu, HI 96817

RE: New Restaurant Licensees Requirements
Kaneohe Kiku-Ya Japanese Restaurant
46-056 Kamehameha Hwy Space G-10
Kaneohe, HI 96744

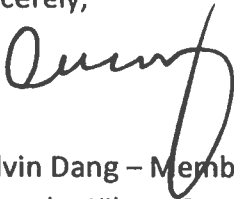
To Whom It May Concern:

One of the requirements for New Restaurant Licensees is, "If not previously operated as an establishment serving meals, provide a summarized business plan demonstrating the applicant's ability to meet the minimum 30% gross revenue sale of foods required."

We have operated our restaurant without a Liquor License for several years and we plan and believe we will meet these requirements for a New Liquor License.

Attached is a copy of our menu which is apart of our Lease and of which our landlord has no objections to.

Sincerely,



Calvin Dang – Member
Kaneohe Kikuya Restaurant LLC
dba Kaneohe Kiku-Ya Restaurant

EXHIBIT C

EXHIBIT E
Kaneohe Kiku-ya Approved Menu

Rotating Specials

Ahi Belly (Fried or Teriyaki)
Flounder
Akule
Teriyaki Butterfish
Ahi or Mahi Katsu
Coconut Shrimp

Lunch Specials*

Pork, Beef, or Chicken Tofu and Shrimp Tempura
Fish Misoyaki (Butterfish) and Shrimp Tempura
Beef Teriyaki and Shrimp Tempura
Chicken or Pork Katsu and Shrimp Tempura
Teriyaki Chicken and Shrimp Tempura
Fried Ahi or Fried Saba and Shrimp Tempura
*Includes rice, miso soup, tsukemono, potato and tossed salad.

Dinner Specials

Sashimi, Shrimp Tempura, and Fried Saba
Sashimi, Shrimp Tempura, and Salmon Shioyaki
Sashimi, Shrimp Tempura, and Chicken or Pork Katsu
Sashimi, Shrimp Tempura, and Teriyaki Chicken or Beef
Sashimi, Shrimp Tempura, and Mahi Mahi
Sashimi, Shrimp Tempura, and Fish Misoyaki (Butterfish)
Sashimi, Shrimp Tempura, and Fried or Teriyaki Ahi
*Includes rice, miso soup, tsukemono, potato and tossed salad.

Appetizers

Squid Legs
Gyoza

Nabemono

Beef Sukiyaki
Pork Sukiyaki
Chicken Sukiyaki
Yosenabe

Donburi

Ten Don
Katsu Don
Oyako Don
Beef Don
Unagi Don

Fish Teishoku*

Fried Saba
Fried/Teriyaki Ahi
Mahi Mahi
Salmon Shioyaki
Ahi Katsu
Mahi Katsu
*Includes miso soup, tsukemono, rice

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EXHIBIT C

Teishoku*

Teriyaki Chicken
Fried Misoyaki (Butterfish)
Fried Shrimp
Fried Scallops
Fried Oysters
Seafood Combo
Shrimp Tempura
Fish Tempura
Vegetable Tempura
Beef Teriyaki
Tonkatsu
Chicken Katsu
Beef Tofu
Pork Tofu
Chicken Tofu
Sashimi
Kiku-ya Teishoku (Beef Teriyaki, Sashimi, Shrimp Tempura, Namasu)
Kiku-ya Special (Miso Butterfish, Sashimi, Shrimp Tempura, Namasu)
*Includes miso soup, tsukemono, rice

Side Orders

Cold Tofu
Fried Tofu
Yu Dofu
BBQ Stick
Potato Salad
Tossed Salad
Tsukemono
Namasu

Beverages

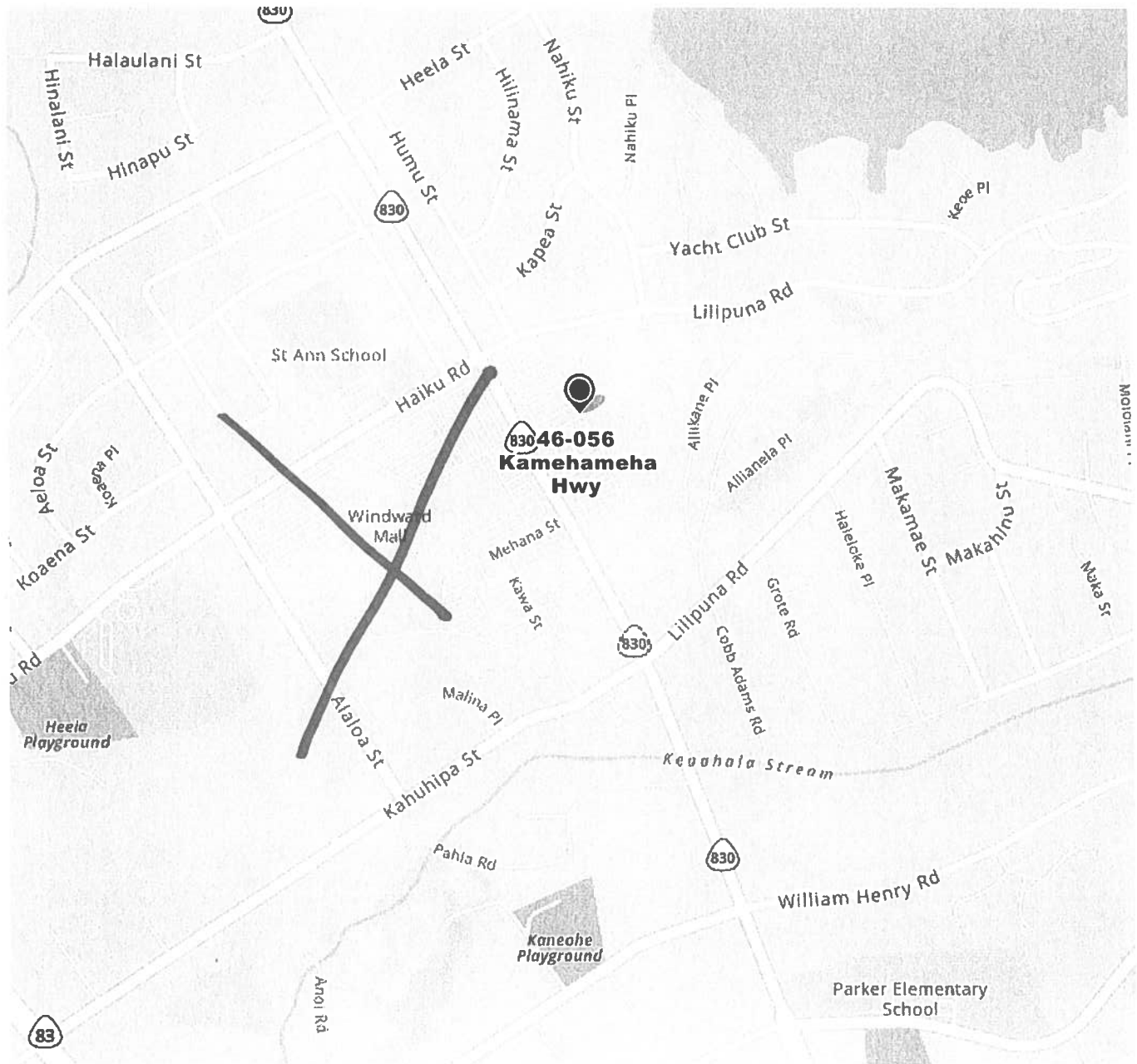
Assorted Soft Drinks (Soda)
Tea
Beer
Sake

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2021 JUN 23 A 8:18

EXHIBIT C

46-056 Kamehameha Hwy

Kaneohe | HI 96744



LICENSING INVESTIGATIVE REPORT

DATE: September 30, 2021

SUBJECT: New Liquor License application No. 22-23729 from Top II LLC dba Top II Bar & Lounge for a Dispenser General (Category 3: Music/Dancing) License at the former location of Jun & Bong Corporation dba Top Of The Hill, Dispenser General (Category 3: Music/Dancing) License located at 3579 Waialae Avenue, Honolulu HI 96816 (E1606)

COMPANY STRUCTURE:

Top II LLC: Organized and registered under the laws of the State of Hawaii on June 7, 2021 as a Manager-Managed limited liability company and is currently in good standing.

The Manager and Members are:

		<u>Interest</u>
Onishi, Amber	Manager/ Member	51%
Tengan, Wesley	Member	49%
	Total	100%

See **Exhibits A** for biographical information for the principals. HCJDC Criminal checks are negative for felony convictions. CJIS Computer System checks are negative for felony convictions.

FINGERPRINTS:

Amber Onishi was fingerprinted by "Fieldprint Services" on June 22, 2021. Results are negative for felony convictions.

Wesley Tengan was fingerprinted by "Fieldprint Services" on June 29, 2021. Results are negative for felony convictions.

FINANCIAL STATEMENT OF TOP II LLC AS OF AUGUST 31, 2021:

Applicant submitted a Financial Statement dated August 29, 2021, and received by the Commission September 17, 2021 and certified by the applicant to be substantially correct.

STAND-ALONE TEMPORARY APPLICATION FILED:

The applicant filed for a Stand-Alone Temporary Liquor License, Application 22-23730 on August 13, 2021.

COST AND FINANCING:

The applicant stated that the initial construction cost was \$10,000 and With minimal required renovations. The applicant has submitted Verification of funds with a line of credit to cover all initial expenses and operating costs.

TRADE NAME:

The applicant has filed a State of Hawaii Department of Commerce and Consumer Affairs Assignment of Trade Name. The name "Top II Bar & Lounge" is assigned to the applicant on June 28, 2021 to June 27, 2026.

BACKGROUND:

The former license: Jun & Bong Corporation dba Top Of The Hill, Dispenser General (Category 3: Music/Dancing) License (E1606) was in affect from February 24, 2020 was not renewed on July 1, 2021.

DESCRIPTION OF THE PROPOSED LICENSED PREMISES:

Location: The proposed premises is located 3579 Waialae Avenue, Honolulu.

- Approximately 1,607 total square footage (67 sq ft x 25 sq ft)
- Designated Kitchen – Approximately 72 sq feet (9 sq ft x 8 sq ft)
- Dining Room – Approximately 575 sq feet (25 sq ft x 23 sq ft)
- Office/ Storage – Approximately 30 sq feet (5 sq ft x 6 sq ft)
- Storage – Approximately 144 sq feet (9 sq ft x 16 sq ft)
- Stand-Alone Bar
- Restrooms located inside the premises

See **Exhibit B** for floor plan.

Parking: Parking stalls available in the parking lot.

CHURCH, SCHOOL, OR PUBLIC PLAYGROUND WITHIN 500 FEET:

Kaimuki Community Park
3521 Waialae Avenue, Honolulu
Approximately 240 feet from the proposed premises

SAME CLASS OF LICENSE WITHIN 500 FEET:

Big City Diner Inc. dba Big City Diner (E1333)
3565 Waialae Avenue, #3, Honolulu
Approximately 160 feet from the proposed premises

Hale Vietnam, Inc. dba Hale Vietnam Restaurant (E0344)
1140 12th Avenue, Honolulu
Approximately 215 feet from the proposed premises

CURRENT NUMBER OF SAME CLASS ISSUED WITHIN THE CITY AND COUNTY OF HONOLULU:

As of September 29, 2021 there is 207 Dispenser licenses issued within the City and County of Honolulu, of which 202 are of the General Kind.

OTHER MATTERS PERTAINING TO THE APPLICATION WHICH MAY AFFECT ISSUANCE OF THE LICENSE:

Kind of business: Dispenser: Sports Bar

2 Registered employees / 3 registered Manager

Hours of Operation: 2:00pm to 2:00am

(Or within authorized times identified in City and County Executive Orders)

Lease: According to the Lease effective on July 20, 2021, by and between GLACS LLC (Landlord) and Top II LLC (Tenant) term of the lease will be for a period of Five (5) years and three (3) months, ending on October 31, 2026.

Landlord Consent: According to the executed lease, dated July 20, 2021, GLACS LLC (Landlord) authorizes the Sale and Service of Liquor, on the premises.

Live Entertainment: The applicant plans to have Karaoke, and possibly live entertainment in the future. No Dancing.

OTHER LIQUOR LICENSED INTERESTS:

None

NOISE IMPACT EVALUATION:

A Noise Impact Evaluation is not possible at this time due to renovations and construction.

ZONING CLEARANCE:

An approved zoning clearance from the Department of Planning and Permitting dated August 16, 2021, has been received.

HAWAII REVISED STATUTES SECTION 281-56(a) (9) STATEMENT:

As of September 29, 2021, there are no known potential adverse effects on the surrounding community specific to the premises. All potential adverse effects reported to staff before the Public Hearing will be forwarded to the Commission for its consideration.

NEIGHBORHOOD BOARD NOTIFICATION:

The applicant shall directly notify the chair of the neighborhood board in which the applicant's place of business is located, in writing and delivered by certified mail, return receipt requested. The return receipt from the certified mailing shall be submitted to the Liquor Commission before a liquor license is issued.

OPINION:

In my opinion, the applicant has complied with the minimum requirements of filing this application.


Matthew Foster
Licensing Investigator

Reviewed by:


Daniel Sato
Supervising Investigator

9/20/21
ah

**LIQUOR COMMISSION
CITY AND COUNTY OF HONOLULU**

711 KAPIOLANI BOULEVARD, SUITE 600, HONOLULU, HAWAII 96813-5249

PHONE (808) 768-7300 • EMAIL HLC@honolulu.gov

INTERNET ADDRESS: www.honolulu.gov/liq

RECEIVED
LIQUOR COMMISSION
C&C OF HONOLULU

PERSONAL HISTORY & AFFIDAVIT (PHA)

Rule 3-83-53.1

2021 AUG 13 P 4:21

NAME Orishu Amber Juki SOCIAL SECURITY NO. _____
(Last, First Middle Maiden)

RESIDENTIAL ADDRESS _____ APT. NO. _____

CITY _____ STATE _____ ZIP CODE _____

BUS. PH (808) 383-4112 MOBILE PH (808) 383-4112 EMAIL _____

PLACE OF BIRTH _____ DATE OF BIRTH _____ AGE _____ MARITAL STATUS _____
(City, State) (MM/DD/YY)

NO. OF YEARS COMPLETED IN HIGH SCHOOL 4 YEAR COMPLETED 2012

NAME OF HIGH SCHOOL Kalani High School (Honolulu, HI)
(include City and State)

NO. OF YEARS COMPLETED IN COLLEGE 4.5 YEAR COMPLETED 2016

NAME OF COLLEGE University of Hawaii at Manoa (Honolulu, HI)
(include City and State)

OTHER EDUCATION / YEAR(S) ATTENDED _____

CITIZENSHIP* U.S. DATE ARRIVED IN HAWAII (if applicable) _____

*If not a U.S. citizen, indicate type of Visa, or Resident Alien Card No., or Immigration Department No.

EMPLOYMENT RECORD (from the time school was completed to present; also indicate any periods of unemployment):

FROM MONTH/YEAR	TO MONTH/YEAR	POSITION	EMPLOYER	LOCATION
2010	2013	Student Helper	Kaimuki Public Library	Kaimuki
Dec 2012	Feb 2014	Host	Fresco Italian Restaurant	Waikiki
March 2014	May 2014	Host	Sarento's Top of the I Italian	Waikiki
March 2014	Dec 2016	Host	MW Restaurant	Honolulu
July 2014	March 2020	Server/Bartender/Bar Manager	Cafe Ansoa	McCully-Moiliili
May 2017	August 2017	HR Intern	Honolulu Federal Credit Union	McCully-Moiliili
March 2018	April 2018	Admin Assistant	Bowman Connectivity Solutions	Waipahu
March 2020	October 2020	Unemployment due to Covid-19		
October 2020	Present	Bartender/Bar Manager	Cafe Ansoa	McCully-Moiliili

(If additional space is needed, please attach a separate sheet)

NOTARY INITIAL: _____

RECEIVED
LIQUOR COMMISSION
C & C OF HONOLULU

YES

NO 2021 AUG 13 P 4: 21

1. Amber Chishi

(Print Applicant's Full Name)

(Residential Address, City, State, Zip Code)

being first duly sworn, deposes, and says, that the above information is true and correct and that I
☐ have or ☒ have not) been convicted of any felony charge.

Over Cash

Signature



FOR NOTARY USE ONLY

STATE OF HAWAII
City and County of Honolulu

SS.

On this 20 day of July, in the year of 2004, personally appeared

Amber y Onishi

who proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to within the foregoing instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the aforementioned instrument the person, or the entity upon behalf of which the person(s) acted, executed the aforementioned instrument in free act and deed.

ms. 86

Signature of applicant(s) before Notary

Subscribed and sworn to before me this:

20 day of July, 20

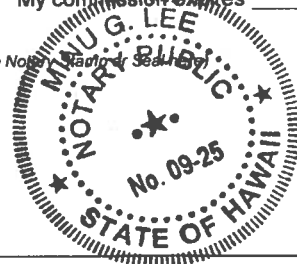
M. J. [Signature]
Signature of Notary

Signature of Recipient
MINU G LEE

Print Name: _____
Notary Public, State of Hawaii

My commission expires

(Place Notary Stamp & Seal Here)



NOTARY CERTIFICATION

Date of Doc: 1/20/202

of Pages: 1

Notary Name:

MINN G LEE Hwt Circuit

Doc. Description:

Personal History's
Affidavit (PHA)

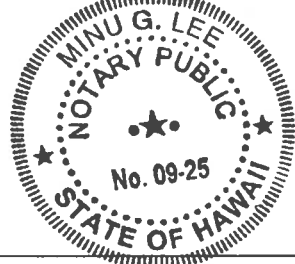
[Signature]
Notary Signature

Notary Signature _____

7/20/22

Date _____

(Place Notary Stamp or Seal here)



Not a Expense!

Feb 8, 1925

**LIQUOR COMMISSION
CITY AND COUNTY OF HONOLULU**

711 KAPIOLANI BOULEVARD, SUITE 600, HONOLULU, HAWAII 96813-5249
PHONE (808) 768-7300 • EMAIL HLC@honolulu.gov
INTERNET ADDRESS: www.honolulu.gov/liq

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LIQUOR COMMISSION
C&C OF HONOLULU

2021 AUG 13 P 4: 21

PERSONAL HISTORY AND AFFIDAVIT

Rule 3-83-53.1

NAME Tengan Wesley Takeo SOCIAL SECURITY NO. _____)
(Last, First Middle Maiden)

RESIDENTIAL ADDRESS _____ APT. NO. _____

CITY _____ STATE _____ ZIP CODE _____

BUS. PH (808) 735-4207 MOBILE PH (_____, _____) EMAIL _____

PLACE OF BIRTH _____ DATE OF BIRTH _____ AGE _____ MARITAL STATUS _____
(City, State) (MM / DD / YYYY)

NO. OF YEARS COMPLETED IN HIGH SCHOOL 12 YEAR COMPLETED 1975

NAME OF HIGH SCHOOL Iolani High School
(include City and State)

NO. OF YEARS COMPLETED IN COLLEGE 2 YEAR COMPLETED 1977

NAME OF COLLEGE University of Hawaii at Manoa Honolulu, Hawaii
(include City and State)

OTHER EDUCATION / YEAR(S) ATTENDED _____

CITIZENSHIP* United States of America DATE ARRIVED IN HAWAII (if applicable) _____
*If not a U.S. citizen, indicate type of Visa, or Resident Alien Card No., or Immigration Department No.

EMPLOYMENT RECORD (from the time school was completed to present; also indicate any periods of unemployment):

FROM MONTH/YEAR	TO MONTH/YEAR	POSITION	EMPLOYER	LOCATION
06/1977	12/1978	Land surveyor	Pacific Surveying	Kaneohe, Hawaii
01/1979	04/1985	Land surveyor	AFM Corporation	Honolulu, Hawaii
05/1985	07/1991	Land surveyor	State of Hawaii	Honolulu, Hawaii
08/1991	09/1993	Land surveyor	Esaki Surveying	Lihue, Hawaii
10/1993	Present	Land surveyor/president	Wesley T. Tengan, Land Surveyor	Honolulu, Hawaii

(If additional space is needed, please attach a separate sheet)

NOTARY INITIAL: _____

List your experience in the liquor industry: None

RECEIVED
LIQUOR COMMISSION
C&C OF HONOLULU

2021 AUG 13 PM 4:21

Will you devote time to manage the subject business?

☒ YES ☐ NO

If answer is "YES", will it be ☐ FULL TIME, or ☒ PART-TIME?

I, Wesley Takeo Tengan

(Print Applicant's Full Name)

, of

(Residential Address, City, State, Zip Code)

being first duly sworn, deposes, and says, that the above information is true and correct and that I
(☐ have or ☒ have not) been convicted of any felony charge.

Wesley Tengan
Signature



FOR NOTARY USE ONLY

STATE OF HAWAII
City and County of Honolulu

} SS.

On this 20 day of July, in the year of 2021, personally appeared

Wesley T Tengan

who proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to within the foregoing instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the aforementioned instrument the person, or the entity upon behalf of which the person(s) acted, executed the aforementioned instrument in free act and deed.

Ming Lee
Signature of applicant(s) before Notary

Subscribed and sworn to before me this:

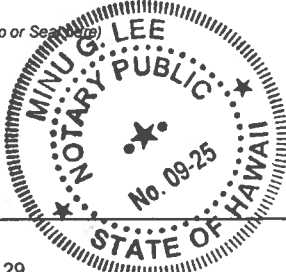
20 day of July, 2021

Ming Lee
Signature of Notary

Print Name: MINU G LEE
Notary Public, State of Hawaii

My commission expires Feb 8, 2025

(Place Notary Stamp or Seal here)



NOTARY CERTIFICATION

Date of Doc: 7/20/2021 # of Pages: 2

Notary Name: MINU G LEE First Circuit

Doc. Description: Personal Affidavit

Ming Lee 7/20/2021

Notary Signature Date

Notary Expires: Feb 8, 2025 (Place Notary Stamp or Seal here)

Ming Lee 7/20/2021

Notary Signature Date

Ming Lee 7/20/2021

Notary Signature Date

Ming Lee 7/20/2021

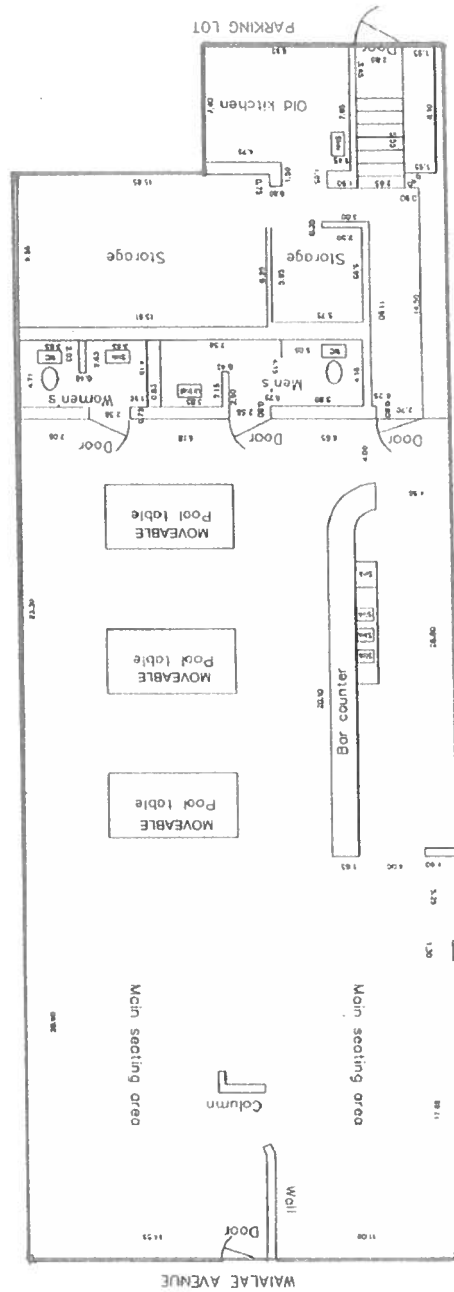
Notary Signature Date

Ming Lee 7/20/2021

Notary Signature Date

Ming Lee 7/20/2021

2021 AUG 13 P 4: 22

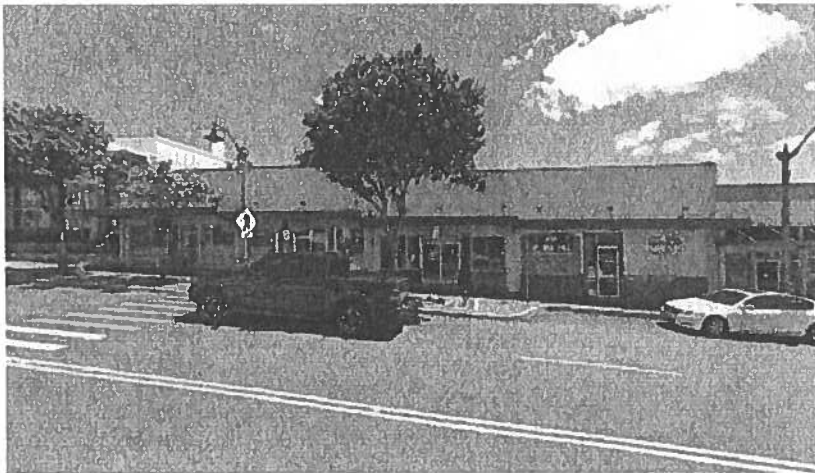


A
SK-1
FLOOR PLAN
SCALE: 1/8" = 1'-0"

Date Scale AS NOTED Drawn B.K.	TOP II 3579 Wai'aleae Avenue Honolulu, HI 96816 TMK: 3-2-006:036
Sheet No. 1 of 1 SK-1 Sprints	

EXHIBIT B

Google Maps 3579 Waialae Ave



3579 Waialae Ave



Directions



Save



Nearby



Send to your
phone



Share



3579 Waialae Ave, Honolulu, HI 96816



76M2+36 Honolulu, Hawaii

Photos

LICENSING INVESTIGATIVE REPORT

DATE: September 29, 2021

SUBJECT: Application No. 22-23813 from Paia Fishmarket Kailua, Inc., dba Paia Fishmarket Kailua, Inc., for a Restaurant General (Category 1 – Standard) license at 151 Hekili Street, Suite #150, Kailua

CORPORATE STRUCTURE:

Paia Fishmarket Kailua, Inc.: Incorporated under the laws of the State of Hawaii on July 19, 2021, the corporation is authorized to issue 1,000 shares of common stock, of which 1,000 shares are currently issued and outstanding.

The officers, directors, and stockholders are:

		<u>Shares</u>	<u>Percent</u>
Yuri Soledade	P/S/D	500	50%
Moonstar Greene	VP/T/D	<u>500</u>	<u>50%</u>
		1,000	100%

See **Exhibit A1** and **A2** for biographical background information on the principals. Criminal History Clearance forms have been received.

According to separate Notification of Authorized Agent forms, both dated August 10, 2021, Moonstar Green, Vice President of Paia Fishmarket Kailua, Inc., authorizes Ross Shinsato and Greg Nishioka to serve as authorized agents for the company before the Liquor Commission.

FINGERPRINTS:

Yuri Soledade and Moonstar Greene were fingerprinted by Fieldprint on September 22, 2021.

Federal Bureau of Investigation clearances have been received. There are no felony convictions.

FINANCIAL STATEMENT OF PAIA FISHMARKET KAILUA, INC., AS OF
AUGUST 10, 2021:

Financial Statement of the Applicant, dated August 10, 2021, was submitted to the Commission and certified by the Applicant to be substantially correct, as of August 10, 2021.

COST AND FINANCING:

Startup costs will be approximately \$600,000.

The applicant will obtain a \$500,000 loan from the bank, and also will use personal funds as needed. The landlord is providing a construction allowance of \$30,000.

DESCRIPTION OF THE PROPOSED LICENSED PREMISES:

Location: The proposed licensed premises will be located at 151 Hekili Street, Suite #150, Kailua.

Details of premises

- Approximately 2,006 sq. ft.
- Irregular in shape, approximately 45 feet by 68 feet overall
- Indoor seating, outdoor seating, kitchen, office, restrooms

See **Exhibit B**

Parking: There is shared parking lot for customers on the southwest side of the premises.

CHURCH, SCHOOL, OR PUBLIC PLAYGROUND WITHIN 500 FEET:

There are none located within 500 feet of the proposed premises.

SAME CLASS OF LICENSE WITHIN 500 FEET OF PREMISES:

Cotti Foods Pizza Hawaii, Inc.
Db a Pieology Pizzeria (R1252)
151 Hekili Street, #140
Adjacent to the premises on the northwest side

LMB #1, LLC
Dbā Mahaloĥa Burger Kailua (R1105)
143 Hekili Street, Suite 150
150 feet northwest of the premises

Crepes No Ka 'Oi, LLC
Dbā Crepes No Ka 'Oi, LLC (R1099)
143 Hekili Street, #130
180 feet northwest of the premises

E & A Corporation
Dbā Saeng's Kailua Thai Cuisine (R0368)
315 Hahani Street
495 feet northeast of the premises

J.R.M. L.L.C.
Dbā Boardriders Bar and Grill (R0614)
201-A Hamakua Drive, #101
350 feet south of the premises

CURRENT NUMBER OF SAME CLASS ISSUED WITHIN THE CITY AND
COUNTY OF HONOLULU:

As of September 29, 2021, there are 530 Restaurant licenses issued within the City and County of Honolulu, of which 491 are of the Restaurant General kind.

OTHER MATTERS PERTAINING TO THE APPLICATION THAT MAY
AFFECT ISSUANCE OF THE LICENSE:

Kind of Business: The business will be a restaurant similar in operation as that of Paia Fishmarket Waikiki (R1325). The hours of operation will be 11:00 a.m. to 9:30 p.m. daily. Magno Passos and Eduardo Dantas will manage the business with approximately 20 employees.

Business Plan:

See Exhibit C1 and C2

Lease: According to a Retail Space Lease, executed July 28, 2021, ABP Windward LLC (Landlord) leases to Paia Fishmarket Kailua, Inc. (Tenant) approximately 2,006 square feet of space located at 151 Hekili Street, Suite 150, Kailua. Tenant shall have the use of an additional area of approximately 500 square feet adjacent to the premises for use as an outdoor seating area.

Term: Commencing on Commencement Date (August 19, 2021) and ending on the last day of the 120th full calendar month after the Rent Commencement Date. The "Rent Commencement Date" shall be no later than March 17, 2022, with the exception of an earlier opening date.

OTHER LIQUOR LICENSE INTERESTS:

According to Commission records, Yuri Soledade and Moonstar Greene are current officers, directors and stockholders (each 50%) in Paia Fishmarket Waikiki, Inc., dba Paia Fishmarket Waikiki which exercises a Restaurant liquor license (R1325) at 2299 Kuhio Avenue, Space No. D.

See **Exhibit D**

ZONING CLEARANCE:

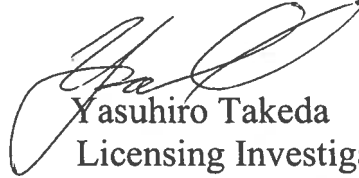
The applicant has submitted a valid Zoning Clearance issued by the Department of Planning and Permitting, dated August 25, 2021.

HAWAII REVISED STATUTES SECTION 281-56(a)(9) STATEMENT:

As of September 29, 2021, there are no known potential adverse effects on the surrounding community specific to the premises. All potential adverse effects reported to staff before the Public Hearing will be forwarded to the Commission for its consideration.

OPINION:

In my opinion, statutory requirements have been met.



Yasuhiro Takeda
Licensing Investigator

Reviewed by:



Daniel Sato
Supervising Licensing Investigator



wh

LIQUOR COMMISSION
CITY AND COUNTY OF HONOLULU
 711 KAPIOLANI BOULEVARD, SUITE 600, HONOLULU, HAWAII 96813-5249
 PHONE (808) 768-7300 • EMAIL HLC@honolulu.gov
 INTERNET ADDRESS: www.honolulu.gov/liq

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 C&C OF HONOLULU

2021 SEP -9 P 1:05

PERSONAL HISTORY AND AFFIDAVIT

Rule 3-83-53.1

MAJOR

NAME SOLEDADE YURI SOUTO MAJOR SOCIAL SECURITY NO. _____
 (Last, First Middle Maiden)

RESIDENTIAL ADDRESS _____ APT. NO. _____

CITY _____ STATE _____ ZIP CODE _____

BUS. PH (____) _____ MOBILE PH _____ EMAIL _____

PLACE OF BIRTH _____ DATE OF BIRTH _____ AGE 45 MARITAL STATUS M
 (City, State) (MM / DD / YYYY)

NO. OF YEARS COMPLETED IN HIGH SCHOOL 4 YEAR COMPLETED 1993

NAME OF HIGH SCHOOL ALFRED NOBEL HIGH SCHOOL BAHIA, BRAZIL
 (include City and State)

NO. OF YEARS COMPLETED IN COLLEGE 1 YEAR COMPLETED 1994

NAME OF COLLEGE UNIVERSITY OF BAHIA BAHIA, BRAZIL
 (include City and State)

OTHER EDUCATION / YEAR(S) ATTENDED _____

CITIZENSHIP* U.S. DATE ARRIVED IN HAWAII (if applicable) 1995
 *If not a U.S. citizen, indicate type of Visa, or Resident Alien Card No., or Immigration Department No.

EMPLOYMENT RECORD (from the time school was completed to present; also indicate any periods of unemployment):

FROM MONTH/YEAR	TO MONTH/YEAR	POSITION	EMPLOYER	LOCATION
1993	1996	UNEMPLOYED		BRAZIL AND MAUI
1996	PRESENT	OFFICER	PAIA FISH MARKET/RESTAURANT, INC.	PAIA HI
1/2012	PRESENT	OFFICER	HAIKU SUSHI, INC.	HAIKU HI
10/2014	PRESENT	OFFICER	PAIA FISHMARKET SOUTHSIDE, INC	KIHEI HI
1/2015	PRESENT	OFFICER	PAIA FISHMARKET FRONT STREET, INC.	LAHAINA HI
9/2017	PRESENT	OFFICER	PAIA FISHMARKET WAIKIKI, INC.	HONOLULU HI

(If additional space is needed, please attach a separate sheet)

NOTARY INITIAL: EXHIBIT A 1

your experience in the liquor industry: HAVE BEEN IN THE RESTAURANT BUSINESS FOR 25 YEARS
CURRENTLY OWN 4 RESTAURANTS ON MAUI AND 1 ON OAHU, EACH WITH ITS OWN LIQUOR LICENSE

RECEIVED
LIQUOR COMMISSION
C&C OF HONOLULU

2021 SEP - 9 P 1:05

Will you devote time to manage the subject business? ☒ YES ☐ NO

If answer is "YES", will it be ☐ FULL TIME, or ☒ PART-TIME?

I, YURI SOUTO MAIOR SOLEDADE, of _____
(Print Applicant's Full Name)

(Residential Address, City, State, Zip Code)

being first duly sworn, deposes, and says, that the above information is true and correct and that I
(☐ have or ☒ have not) been convicted of any felony charge.

Yuri S. Mavor Soledade
Signature



FOR NOTARY USE ONLY

STATE OF HAWAII }
City and County of MAUI } SS.

On this 12th day of August, in the year of 2021, personally appeared

Yuri Souto Mavor Soledade

who proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to within the foregoing instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the aforementioned instrument the person, or the entity upon behalf of which the person(s) acted, executed the aforementioned instrument in free act and deed.

Yuri Souto Mavor Soledade
Signature of applicant(s) before Notary

Subscribed and sworn to before me this:

12th day of August, 20 21

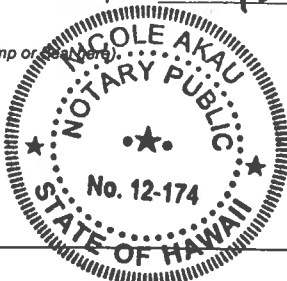
[Signature]

Signature of Notary

Print Name: Nicole Akau
Notary Public, State of Hawaii

My commission expires 05/20/2024

(Place Notary Stamp or Seal here)



NOTARY CERTIFICATION

Date of Doc: 8/12/21 # of Pages: 2

Notary Name: Nicole Akau 2nd Circuit

Doc. Description: Personal History & Affidavit

[Signature]

Notary Signature

8/12/21
Date

(Place Notary Stamp or Seal here)

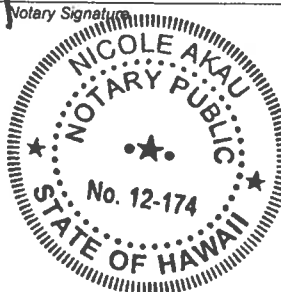


EXHIBIT A I

LIQUOR COMMISSION
CITY AND COUNTY OF HONOLULU
 711 KAPIOLANI BOULEVARD, SUITE 600, HONOLULU, HAWAII 96813-5249
 PHONE (808) 768-7300 • EMAIL HLC@honolulu.gov
 INTERNET ADDRESS: www.honolulu.gov/liq

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 C&C OF HONOLULU

2021 SEP -9 P 1:05

PERSONAL HISTORY AND AFFIDAVIT

Rule 3-83-53.1

NAME GREENE MOONSTAR LORIEN SOCIAL SECURITY NO. _____
 (Last, First Middle Maiden)

RESIDENTIAL ADDRESS _____ APT. NO. _____

CITY _____ STATE _____ ZIP CODE _____

BUS. PH (____) _____ MOBILE PH _____ EMAIL _____

PLACE OF BIRTH _____ DATE OF BIRTH _____ AGE 52 MARITAL STATUS D
 (City, State) (MM / DD / YYYY)

NO. OF YEARS COMPLETED IN HIGH SCHOOL 4 YEAR COMPLETED 1987

NAME OF HIGH SCHOOL SANTA MONICA HIGH SCHOOL SANTA MONICA CALIFORNIA
 (include City and State)

NO. OF YEARS COMPLETED IN COLLEGE _____ YEAR COMPLETED _____

NAME OF COLLEGE _____
 (include City and State)

OTHER EDUCATION / YEAR(S) ATTENDED _____

CITIZENSHIP* U.S. DATE ARRIVED IN HAWAII (if applicable) 1989
 *If not a U.S. citizen, indicate type of Visa, or Resident Alien Card No., or Immigration Department No.

EMPLOYMENT RECORD (from the time school was completed to present; also indicate any periods of unemployment):

FROM MONTH/YEAR	TO MONTH/YEAR	POSITION	EMPLOYER	LOCATION
1987	2001	ASST. FILM EDITOR		LOS ANGELES CA
1993	PRESENT	OFFICER PAIA FISH MARKET/RESTAURANT, INC.		PAIA HI
1/2012	PRESENT	OFFICER HAIKU SUSHI, INC.		HAIKU HI
10/2014	PRESENT	OFFICER PAIA FISH MARAKET SOUTSIDE, INC.		KIHEI HI
1/2015	PRESENT	OFFICER PAIA FISHMARKET FRONT STREET, INC.		LAHAINA HI
9/2017	PRESENT	OFFICER PAIA FISHMARKET WAIKIKI, INC.		HONOLULU HI

(If additional space is needed, please attach a separate sheet)

NOTARY INITIAL: EXHIBIT A

List your experience in the liquor industry: BEEN IN RESTAURANT BUSINESS 25 YEARS. CURRENTLY
OWN 4 RESTAURANTS ON MAUI AND 1 ON OAHU, EACH WITH ITS OWN LIQUOR LICENSE
C&C OF HONOLULU
2021 SEP - 9 P 1:05

Will you devote time to manage the subject business? ☒ YES ☐ NO

If answer is "YES", will it be ☐ FULL TIME, or ☒ PART-TIME?

I, Moonstar Greene, of _____
(Print Applicant's Full Name)

(Residential Address, City, State, Zip Code)

being first duly sworn, deposes, and says, that the above information is true and correct and that I
(☐ have or ☒ have not) been convicted of any felony charge.

Moonstar Greene



FOR NOTARY USE ONLY

STATE OF HAWAII MAUI
City and County of Honolulu SS.

On this 12th day of August, in the year of 2021, personally appeared

Moonstar Greene

who proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to within the foregoing instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the aforementioned instrument the person, or the entity upon behalf of which the person(s) acted, executed the aforementioned instrument in free act and deed.

Moonstar Greene
Signature of applicant(s) before Notary

Subscribed and sworn to before me this 12th day of August, 2021

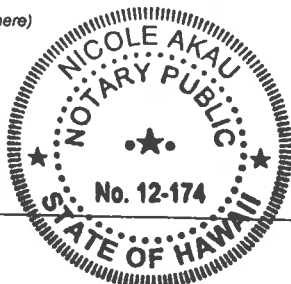
[Signature]

Signature of Notary

Print Name: Nicole Akau 2nd circuit
Notary Public, State of Hawaii

My commission expires 05/20/2024

(Place Notary Stamp or Seal here)



NOTARY CERTIFICATION

Date of Doc: 08/12/2021 # of Pages: 2

Notary Name: Nicole Akau 2nd Circuit

Doc. Description: Personal History and Affidavit

[Signature]
Notary Signature

8/12/21
Date

(Place Notary Stamp or Seal here)

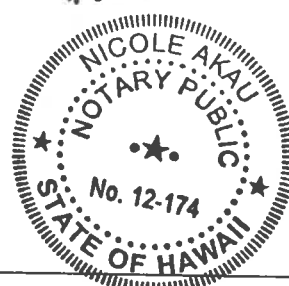


EXHIBIT A2

THIS WORK WAS PREPARED BY ME OR UNDER MY SUPERVISION AND TO THE BEST OF MY KNOWLEDGE AND BELIEF IT COMPLIES WITH ALL CITY, STATE AND FEDERAL REQUIREMENTS AND STANDARDS. I AM A LICENSED PROFESSIONAL ARCHITECT IN THE STATE OF HAWAII.

DATE: 10/16/2021

PROJECT: PAIA FISH MARKET

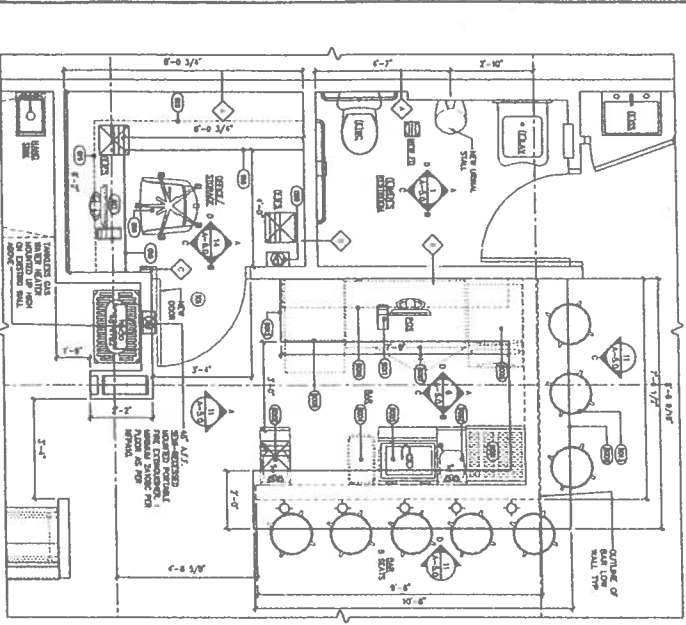
SCALE: 1/8" = 1'-0"

Paia Fish Market
151 Hekili Street, Suite 150
Kailua, HI 96734

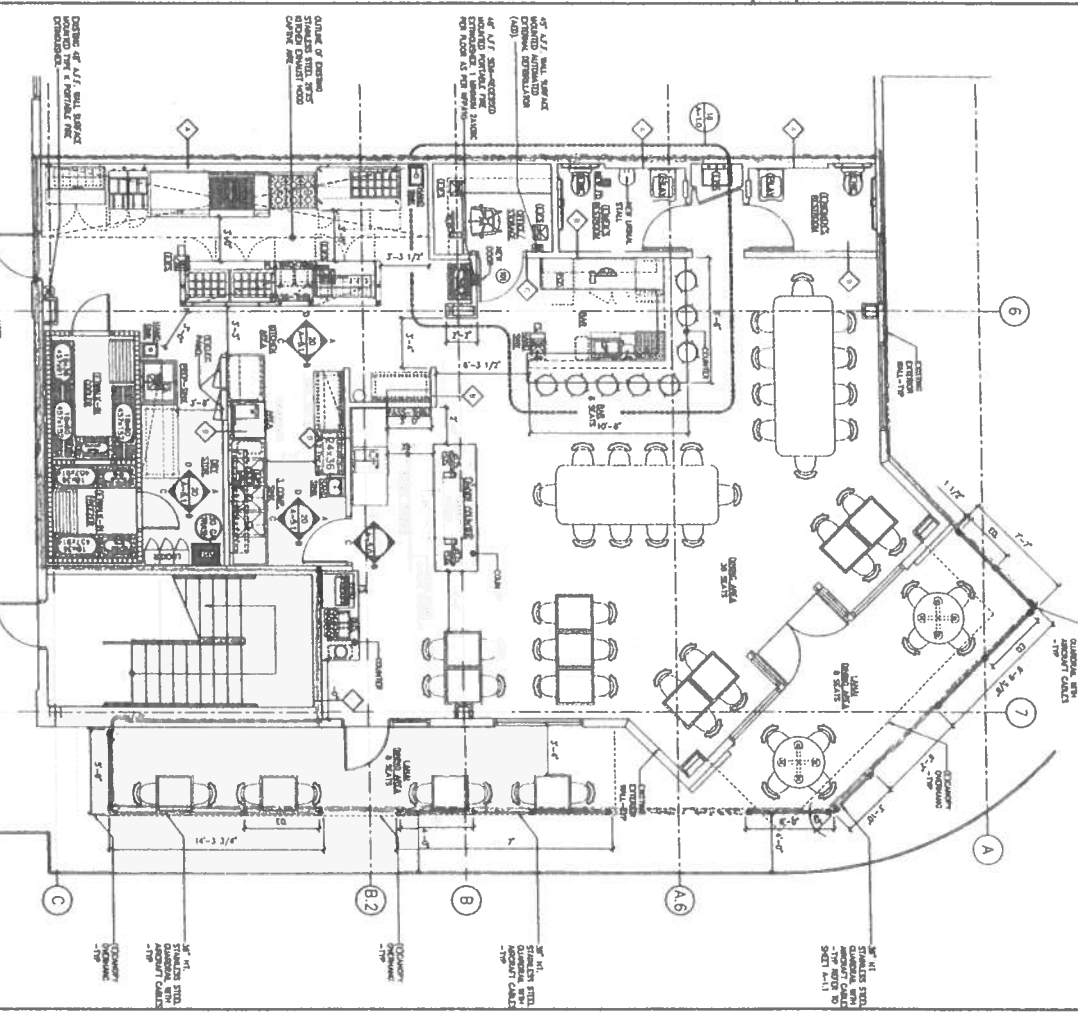
PERMIT SET
FLOOR PLAN
WALL TYPES

A-1.0

WALL TYPE	THICKNESS	CONSTRUCTION	NOTES
1	8" CMU	8" CMU WITH 1/2" GYPSUM BOARD ON BOTH SIDES	SEE DETAIL 101 FOR CONSTRUCTION
2	1/2" GYPSUM BOARD	1/2" GYPSUM BOARD ON 1/2" GYPSUM BOARD	SEE DETAIL 102 FOR CONSTRUCTION
3	1/2" GYPSUM BOARD	1/2" GYPSUM BOARD ON 1/2" GYPSUM BOARD	SEE DETAIL 103 FOR CONSTRUCTION
4	1/2" GYPSUM BOARD	1/2" GYPSUM BOARD ON 1/2" GYPSUM BOARD	SEE DETAIL 104 FOR CONSTRUCTION
5	1/2" GYPSUM BOARD	1/2" GYPSUM BOARD ON 1/2" GYPSUM BOARD	SEE DETAIL 105 FOR CONSTRUCTION
6	1/2" GYPSUM BOARD	1/2" GYPSUM BOARD ON 1/2" GYPSUM BOARD	SEE DETAIL 106 FOR CONSTRUCTION
7	1/2" GYPSUM BOARD	1/2" GYPSUM BOARD ON 1/2" GYPSUM BOARD	SEE DETAIL 107 FOR CONSTRUCTION
8	1/2" GYPSUM BOARD	1/2" GYPSUM BOARD ON 1/2" GYPSUM BOARD	SEE DETAIL 108 FOR CONSTRUCTION
9	1/2" GYPSUM BOARD	1/2" GYPSUM BOARD ON 1/2" GYPSUM BOARD	SEE DETAIL 109 FOR CONSTRUCTION
10	1/2" GYPSUM BOARD	1/2" GYPSUM BOARD ON 1/2" GYPSUM BOARD	SEE DETAIL 110 FOR CONSTRUCTION



ENLARGED MEN'S RESTROOM & BAR & OFFICE/STORAGE FLOOR PLAN



PARTIAL IMPROVEMENT FLOOR PLAN

ABILITY TO MEET 30% FOOD SALES REQUIREMENT

The operations and menu will be the same as that of PAIA FISHMARKET WAIKIKI. Its food sales percentage is approximately 85%. It will be a bona fide restaurant business with full kitchen. A menu is provided.

PAIA

FISHMARKET

— RESTAURANT —



EST. 1989
MAUI, HI



FRESH FISH WITH ALOHA

@ PAIA FISHMARKET

FRESH CATCH PLATES Market price (Lunch 6oz - Dinner 8oz)

Choice of fish + preparation, includes hand-cut crunchy cole slaw, fresh tartar sauce
choice of Cajun rice, home potatoes or French fries

Fish	Preparation	Side
Mahi Mahi	Grilled to perfection	Cajun Rice
Ono	+ Sautéed in butter, garlic, wine + lemon	Home Potatoes
Snapper		French Fries
Ahi		Rice + Home Potatoes
Salmon	Cajun Style rolled in fresh Cajun spice and charbroiled	
Opah	Blackened Cajun style in an iron skillet	

CHARBROILED BURGER

All burgers include cole slaw, tomato, cheddar/jack cheese + house-made tartar
sauce (add fries \$2.00)

Ono or Mahi	\$11.00
Any other fish	\$12.00
Cheeseburger	\$10.00
Chicken Burger	\$10.00

OTHER DISHES

Seafood Pasta	\$21.95
Linguini noodles with fresh fish, shrimp, sautéed in garlic, wine, cream, parmesan cheese, onions, capers, mushrooms, tomatoes + basil	
Chicken Pasta	\$19.95
Linguini noodles with chicken breast sautéed in garlic, wine, onions, cream, parmesan cheese, capers, mushrooms, tomatoes + basil	
Fajitas	\$19.95
Choice of fish, chicken or shrimp sautéed in garlic, wine, onion, bell pepper + homemade salsa served with warm flour tortillas, lettuce, tomatoes, rice + cheese	

SALADS

Garden Salad	\$6.95
Organic greens, tomatoes, cucumbers, carrots + sprouts	
Caesar Salad	\$6.95
Romaine, parmesan + croutons	
Chicken Caesar Salad	\$12.95
Seafood Salad (Garden or Caesar)	
Shrimp + Choice of Mahi or Ono	\$14.95
Any other fish	\$16.95

LUNCH + DINNER PLATES

Includes cole slaw, house-made tartar sauce + choice of Cajun rice, home potatoes
or French fries

	Ala carte	Lunch	Dinner
Fish or Chicken Soft Tacos	\$5.00	\$9.95	\$12.95
Fresh corn tortillas with melted cheese, salsa, lettuce + tomatoes		(1 taco)	(2 tacos)
Shrimp Taco	\$6.00	\$10.95	\$14.95
		(1 taco)	(2 tacos)
Quesadilla			
Your choice of fish, chicken, shrimp or veggie, flour tortilla with beans, cheese + homemade salsa			
Veggie	\$8.95	\$9.95	\$10.95
Fish or Chicken	\$9.95	\$12.95	\$14.95
Shrimp	\$10.95	\$14.95	\$16.95

Chicken Plate	\$13.95	\$15.95
Charbroiled or Teriyaki		
Fish & Chips	\$13.95	\$15.95
Shrimp & Chips	\$12.95	\$14.95
Calamari & Chips	\$12.95	\$14.95

APPETIZERS

Onion Rings	\$5.00
Cheese Quesadilla	\$5.95
Seafood Chowder	\$5.00
Shrimp Cocktail	\$8.95
Deep Fried Shrimp	\$8.95
Deep Fried Calamari	\$8.95
Blackened Sashimi	MKT PRIC
Seared in Cajun spice, served on a bed of cabbage	
Sashimi	MKT PRIC
Thin slices of Ahi on a bed of cabbage	

KIDS

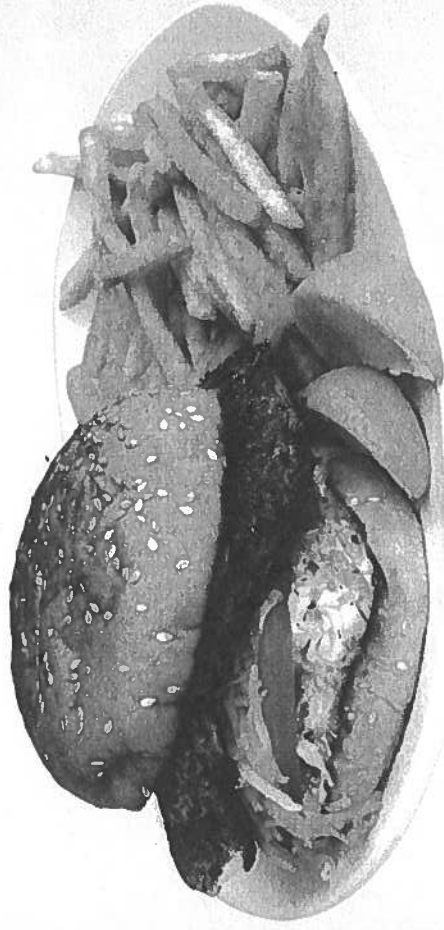
Cheese Quesadilla	\$5.95
Pasta with Butter and Cheese	\$5.95
Fish and Chips	(extra fish stick) \$2.00 \$5.95
One fish stick with French fries	
Shrimp and Chips	(extra shrimp) \$1.00 \$6.95
Three pieces of shrimp with French fries	

EXHIBIT C

15% gratuity for parties 6+

*Consuming raw or under cooked meats, poultry, seafood,
shellfish, or eggs may increase your risk of food-borne illness.

PAIAFISHMARKET.COM
SHOP ADDITIONAL MERCHANDISE ONLINE



VISIT ALL OF OUR LOCATIONS

MAUI

PAIA FISH MARKET RESTAURANT
100 HANA HIGHWAY, PAIA
(808) 579-8030

PAIA FISH MARKET FRONT STREET
632 FRONT STREET, LAHAINA
(808) 662-3456

PAIA FISH MARKET SOUTHSIDE
1913 SOUTH KIHAI ROAD, KIHAI
(808) 874-8888

HONOLULU

PAIA FISH MARKET WAIKIKI
2299 KUHIU AVE, HONOLULU
(808) 200-0200



Owner

Yuri Soledade

Big Wave Surfer

@yurisurf

JAWS: Fred Pongpanmayer

@fred_pompanmayer



EXHIBIT C

HISTORY OF VIOLATIONS

No Date Range Specified

LICENSE: R1325 PAIA FISHMARKET WAIKIKI
2299 KUHIO AVENUE, SPACE NO. D

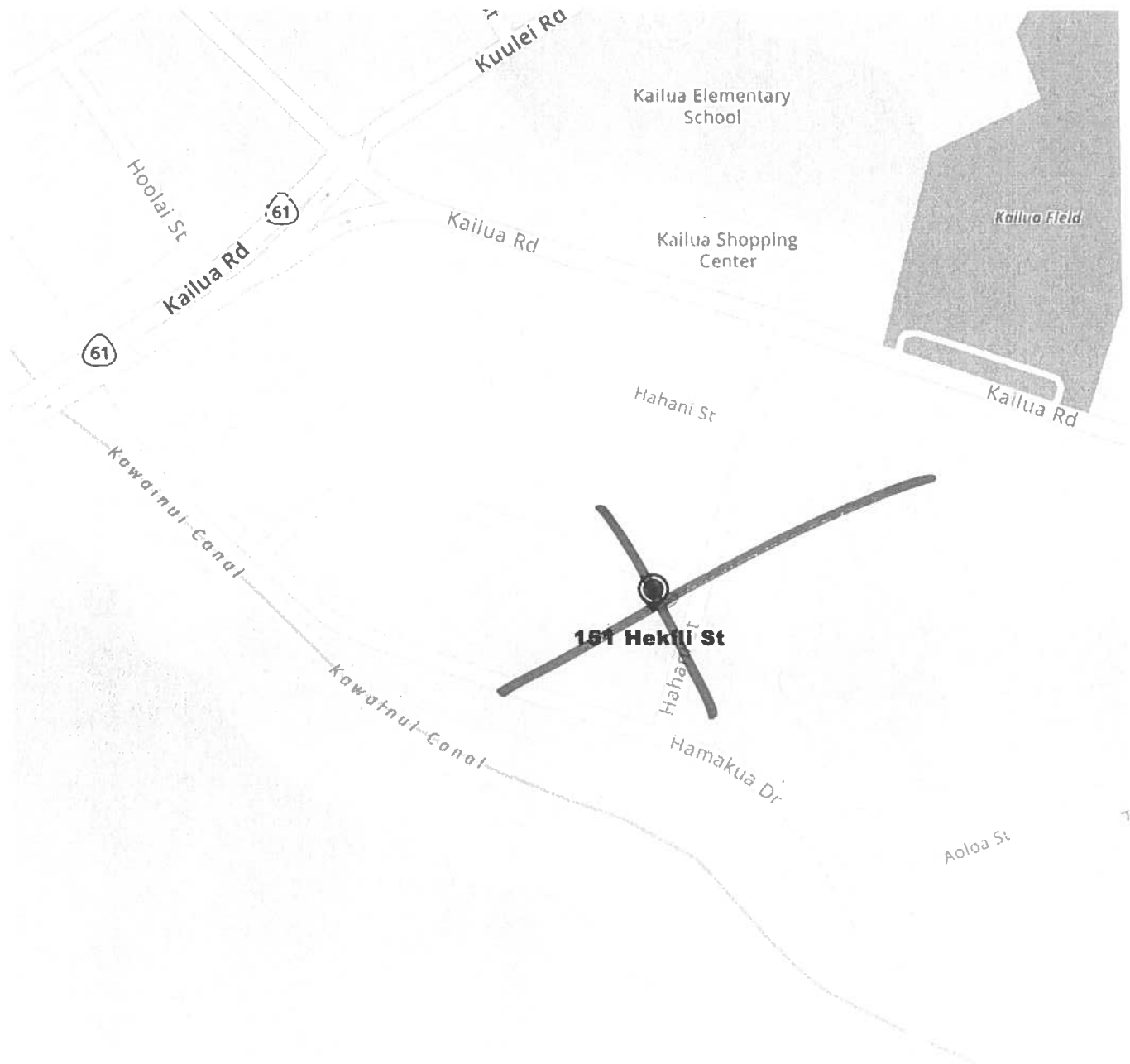
<u>NOTICETYPE</u>	<u>NOTICE NUMBER</u>	<u>VIOLATION DATE</u>	<u>SECTION/RULE</u>	<u>CASE NUMBER</u>	<u>DISPOSITION</u>	<u>DUE DATE</u>	<u>AMOUNT FINED</u>
VIOLATION	28272	09/03/2021	281-38	2021-0343			
VIOLATION	28466	08/07/2021	281-38	2021-0268			

Records printed: 2

EXHIBIT D

151 Hekili St

Kailua | HI 96734-2804



LICENSING INVESTIGATIVE REPORT

DATE: November 12, 2021

SUBJECT: Application No. 22-23520 from Cools in Catering by Sinublan Inc., dba Sinublan Catering, for a Special Beer & Wine license from 6:00 p.m. to 11:00 p.m. on Wednesday, December 8, 2021, at 94-428 Mokuola Street, Waipahu for a Wedding

CORPORATE STRUCTURE:

Cools in Catering by Sinublan Inc.: Incorporated under the laws of the State of Hawaii on March 12, 2020, the corporation is authorized to issue 2 shares of common stock, of which 2 shares are issued and outstanding. The officers, directors and stockholders are:

		<u>Shares</u>	<u>Percentage</u>
Reynaldo Ramiro	Pres/D	1	50%
Samuel Aliro	VP/Treas/D	<u>1</u>	<u>50%</u>
		2	100%

See **Exhibit A1** and **A2** for biographical background information on the principals. Criminal History Clearance forms have been received.

FINGERPRINTS:

Samuel Aliro and Reynaldo Ramiro were fingerprinted by Fieldprint for another application on June 28, 2021. Federal Bureau of Investigation clearances have been received. There are no felony convictions.

TRADE NAME:

According to a Certificate of Registration of Trade Name from the State of Hawaii Department of Commerce and Consumer Affairs, dated July 6, 2020, Cools in Catering by Sinublan Inc. has secured the use of the trade name "Sinublan Catering" for five (5) years from July 6, 2020 to July 5, 2025.

DESCRIPTION OF PREMISES:

Details of Premises: The proposed licensed premises will be an indoor ballroom space, approximately 65 feet by 80 feet overall, in the Filipino Community Center located at 94-428 Mokuola Street, Waipahu.

See **Exhibit B**

REASON FOR APPLYING:

To provide for the sale and consumption of liquor for a wedding.

INVESTIGATION:

The event will be a Wedding. The event will be from 6:00 p.m. to 11:00 p.m. on Wednesday, December 8, 2021.

Approximately 100 people (including minors) are expected to attend the event. The event will be by invitation only, and there will be no admission charged. Liquor service will be hosted.

A DJ and Polynesian dancers will be provided as entertainment for the event.

There will be one (1) HPD special duty officer providing security for the event.

Samuel Aliro (ph: 450-3444) will be the manager at the event.

LANDLORD'S CONSENT:

According to Landlord Authorization, dated November 9, 2021, the Filipino Community Center (Fee Owner) authorizes Applicant to sell and serve liquor at the subject premises for the event on December 8, 2021.

NEIGHBORHOOD BOARD NOTIFICATION:

Notification to the chair of the neighborhood board was made on August 3, 2021.

ZONING CLEARANCE:


The applicant has submitted a valid Zoning Clearance issued by the Department of Planning and Permitting, dated May 27, 2021.

EMERGENCY PROCLAMATION/EMERGENCY ORDER:


The Applicant shall comply at all times with the Office of the Governor of the State of Hawaii Proclamations and the Office of the Mayor of the City and County of Honolulu Emergency Orders related to the Covid-19 state of emergency.

OPINION:

In my opinion, the applicant appears to meet statutory requirements.


Yasuhiro Takeda
Licensing Investigator

Reviewed by:


Daniel Sato *Willis*
Supervising Licensing Investigator
ch

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LIQUOR COMMISSION
C&C OF HONOLULU
JUN 16 A 10:24

LIQUOR COMMISSION
CITY AND COUNTY OF HONOLULU

711 KAPIOLANI BOULEVARD, SUITE 600, HONOLULU, HAWAII 96813-1019
PHONE (808) 768-7300 • EMAIL HLC@honolulu.gov
INTERNET ADDRESS: www.honolulu.gov/liq

PERSONAL HISTORY & AFFIDAVIT (PHA)

Rule 3-83-53 1

NAME Ramiro Reynaldo Lacara SOCIAL SECURITY NO. _____
(Last, First Middle Maiden)

RESIDENTIAL ADDRESS _____ APT. NO. _____

CITY _____ STATE _____ ZIP CODE _____

BUS PH (808) 450-3444 MOBILE PH (_____) _____ EMAIL _____

PLACE OF BIRTH _____ DATE OF BIRTH _____ AGE _____ MARITAL STATUS Married
(City, State) (MM/DD/YYYY)

NO. OF YEARS COMPLETED IN HIGH SCHOOL 4 YEAR COMPLETED 1978

NAME OF HIGH SCHOOL Bexarra National Comp. High School, Ilexos Norte P.R.I.S.
(include City and State)

NO. OF YEARS COMPLETED IN COLLEGE 4 YEAR COMPLETED 1982

NAME OF COLLEGE Mariano Marcos State University, Batangas, I.L. P.R.I.S.
(include City and State)

OTHER EDUCATION / YEAR(S) ATTENDED n/a

CITIZENSHIP*
*If not a U.S. citizen, indicate type of Visa or R

DATE ARRIVED IN
HAWAII (if applicable)
apartment No. _____

EMPLOYMENT RECORD (from the time school was completed to present, also indicate any periods of unemployment)

FROM MONTH/YEAR	TO MONTH/YEAR	POSITION	EMPLOYER	LOCATION
Sept. 1982	July 1986	Research Asst.	PTRIC	Batangas, I.L., P.R.I.S.
Sept. 1986	April 2003	Sci. Res. Specialist I	CRDI	Batangas, I.L., P.R.I.S.
1990	2012	Cook	Centerplate	Honolulu, HI, USA
2007	2012	Landscape Crew	Aloha Stadium Authority	Honolulu, HI, USA
present		Owner / Executive Chef	Cookin Catering by Sinabon	Honolulu, HI, USA

(If additional space is needed, please attach a separate sheet)

NOTARY INITIAL _____

List your experience in the liquor industry

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C&C OF HONOLULU

2021 JUN 16 A 10:24

Will you devote time to manage the subject business? ☒ YES ☐ NO

If answer is "YES", will it be ☒ FULL TIME or ☐ PART-TIME?

I, Reynaldo Ramiro of _____
(Print Applicant's Full Name) (Residential Address City State Zip Code)

being first duly sworn, deposes and says, that the above information is true and correct and that I
(☐ have or ☒ have not) been convicted of any felony charge.

Signature



FOR NOTARY USE ONLY

STATE OF HAWAII
City and County of Honolulu } SS

On this 15th day of June in the year of 2021 personally appeared
Reynaldo L. Ramiro

who proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to within the foregoing instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies) and that by his/her/their signature(s) on the aforementioned instrument the person, or the entity upon behalf of which the person(s) acted executed the aforementioned instrument in free act and deed

Subscribed at

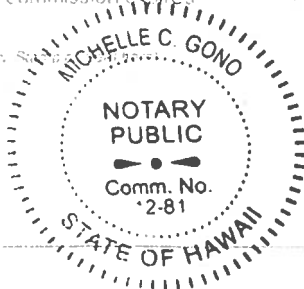
15th day of June

20 21

Michelle C. Gono

Notary Public, State of Hawaii

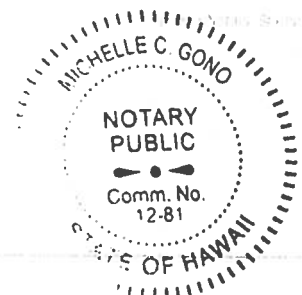
My commission expires MAR 04 2024



NOTARY CERTIFICATION

Date of Doc: 06/15/2021 # of Pages: 2
Notary Name: Michelle C. Gono 15th Circuit
Doc. Description: Personal History and Affidavit (PHA)

06/15/2021



711 KAPIOLANI BOULEVARD, SUITE 600, HONOLULU, HAWAII 96813-5249
PHONE (808) 768-7300 • FAX (808) 768-7311
INTERNET ADDRESS: www.honolulu.gov/lig

COPY
313-5249
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LIQUOR COMMISSION
C&C OF HONOLULU

Rule 3-83-53.1

2021 JUN 16 A 10: 24

CITIZENSHIP* _____ DATE ARRIVED IN _____
HAWAII (if applicable) _____
*(If not a U.S. citizen, indicate type of Visa, or Resident Alien Card No., or Immigration Department No.)

[illegible]

NOTARY INITIAL: _____

List your experience in the liquor industry: _____

RECEIVED
LIQUOR COMMISSION
C&C OF HONOLULU
2021 JUN 16 A 10:24

Will you devote time to manage the subject business? ☒ Yes ☐ No

If answer is "YES", will it be ☒ Full time, or ☐ Part-time?

I, Samuel Aliro, of _____
(Full Street Address, City, State, Zip)

being first duly sworn, deposes, and says, that the above information is true and correct and that I (☐ have/ ☒ have not) been convicted of any felony charge.

Signature

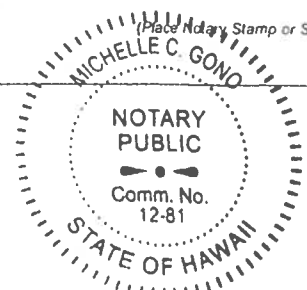
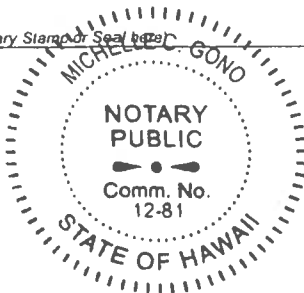


FOR NOTARY USE ONLY

STATE OF HAWAII
City and County of Honolulu } SS

On this 15th day of June, in the year of 2021, personally appeared Samuel R Aliro
who proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to within the foregoing instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the aforementioned instrument the person, or the entity upon behalf of which the person(s) acted, executed the aforementioned instrument in free act and deed

<p>Signature of official before Notary</p> <p>Subscribed and sworn to before me this</p> <p><u>15th</u> day of <u>June</u>, 20 <u>21</u></p> <p>Print Name <u>Michelle C. Gono</u> Notary Public, State of Hawaii</p> <p>My commission expires <u>MAR 04 2024</u></p> <p>(Place Notary Stamp or Seal here)</p>	<p>NOTARY CERTIFICATION</p> <p>Date of Doc: <u>06/15/2021</u> # of Pages: <u>2</u></p> <p>Notary Name: <u>Michelle C. Gono</u> <u>1st</u> Circuit</p> <p>Doc Description: <u>Personal History and Affidavit</u></p> <p><u>06/15/21</u> Date</p> <p>(Place Notary Stamp or Seal here)</p>
--	--



WAIPAHU STREET

Staff Only

Statue

Staff Only

DJ

Stage

Dance Floor
(pending
covid)

Photobooth

reception

Buffet

Bar

Staff Only

Hallway

Staff Only

Female
Bathroom

Main
Entrance

09082021 event

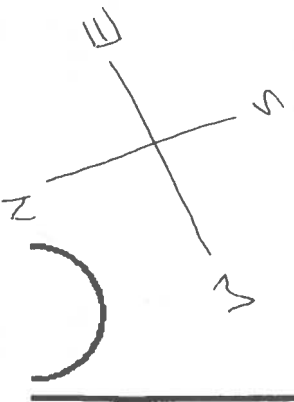
65'x40' area

EXHIBIT B

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LIQUOR COMMISSION
C&C OF HONOLULU
2021 JUL 12 A 9:03

65'

80'





LICENSING INVESTIGATIVE REPORT

DATE: November 15, 2021

SUBJECT: Application No. 22-23521 from Cools in Catering by Sinublan Inc., dba Sinublan Catering, for a Special General license from 5:30 p.m. to 10:30 p.m. on February 11 and 12, 2022, at 94-428 Mokuola Street, Waipahu for a 50th Founding Anniversary

CORPORATE STRUCTURE:

Cools in Catering by Sinublan Inc.: Incorporated under the laws of the State of Hawaii on March 12, 2020, the corporation is authorized to issue 2 shares of common stock, of which 2 shares are issued and outstanding. The officers, directors and stockholders are:

		<u>Shares</u>	<u>Percentage</u>
Reynaldo Ramiro	Pres/D	1	50%
Samuel Aliro	VP/Treas/D	<u>1</u>	<u>50%</u>
		2	100%

See **Exhibit A1** and **A2** for biographical background information on the principals. Criminal History Clearance forms have been received.

FINGERPRINTS:

Samuel Aliro and Reynaldo Ramiro were fingerprinted by Fieldprint for another application on June 28, 2021. Federal Bureau of Investigation clearances have been received. There are no felony convictions.

TRADE NAME:

According to a Certificate of Registration of Trade Name from the State of Hawaii Department of Commerce and Consumer Affairs, dated July 6, 2020, Cools in Catering by Sinublan Inc. has secured the use of the trade name "Sinublan Catering" for five (5) years from July 6, 2020 to July 5, 2025.

DESCRIPTION OF PREMISES:

Details of Premises: The proposed licensed premises will be in the Filipino Community Center located at 94-428 Mokuola Street, Waipahu.

On **February 11**, the proposed licensed premises will be an outdoor courtyard space, approximately 69 feet by 96 feet overall

See **Exhibit B1** for February 11 layout

On **February 12**, the proposed licensed premises will be a portion of an indoor ballroom space, approximately 65 feet by 65 feet overall, and a portion of an outdoor courtyard space, approximately 25 feet by 30 feet overall.

See **Exhibit B2** for February 12 layout

REASON FOR APPLYING:

To provide for the sale and consumption of liquor for a 50th Founding Anniversary.

INVESTIGATION:

The event will be a 50th Founding Anniversary. The event will be from 5:30 p.m. to 10:30 p.m. on Tuesday, February 11, and Wednesday, February 12, 2022.

Less than 70 people (including minors) are expected to attend the event on **February 11**, and approximately **190 people** (including minors) are expected on **February 12**. The event will be by invitation only. Liquor service will be hosted.

There will be one (1) HPD special duty officer providing security for the February 12 event day. There will be no security for the February 11 event.

Samuel Aliro (ph: 450-3444) will be the manager at the event.

LANDLORD'S CONSENT:

According to Landlord Authorization, dated November 14, 2021, the Filipino Community Center (Fee Owner) authorizes Applicant to sell and serve liquor at the subject premises for the event on February 11 and 12, 2022.

NEIGHBORHOOD BOARD NOTIFICATION:

Notification to the chair of the neighborhood board was made on August 3, 2021.

ZONING CLEARANCE:

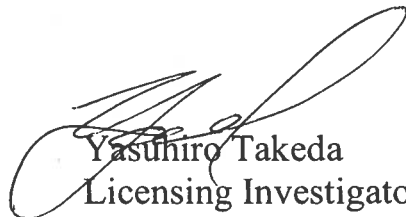
The applicant has submitted a valid Zoning Clearance issued by the Department of Planning and Permitting, dated May 27, 2021.

EMERGENCY PROCLAMATION/EMERGENCY ORDER:


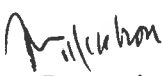
The Applicant shall comply at all times with the Office of the Governor of the State of Hawaii Proclamations and the Office of the Mayor of the City and County of Honolulu Emergency Orders related to the Covid-19 state of emergency.

OPINION:

In my opinion, the applicant appears to meet statutory requirements.


Yasuhiro Takeda
Licensing Investigator

Reviewed by:


Daniel Sato
Supervising Licensing Investigator

wh

LIQUOR COMMISSION
CITY AND COUNTY OF HONOLULU
711 KAPIOLANI BOULEVARD, SUITE 600, HONOLULU, HAWAII 96813-5219
PHONE (808) 788-7300 • EMAIL HLC@honolulu.gov
INTERNET ADDRESS: www.honolulu.gov/liq

2021 JUN 16 A 10:24

PERSONAL HISTORY & AFFIDAVIT (PHA)

Rule 3-83-53.1

NAME Ramiro Reynaldo Lacara SOCIAL SECURITY NO. _____
(Last, First Middle Maiden)

RESIDENTIAL ADDRESS _____ APT. NO. _____

CITY _____ STATE _____ ZIP CODE _____

BUS. PH. (808) 450-3444 MOBILE PH. _____ EMAIL _____

PLACE OF BIRTH _____ DATE OF BIRTH _____ AGE _____ MARITAL STATUS Married
(City, State) (MM/DD/YYYY)

NO. OF YEARS COMPLETED IN HIGH SCHOOL 4 YEAR COMPLETED 1978

NAME OF HIGH SCHOOL Bacarra National Comp. High School, Iloos Norte Pkls.
(include City and State)

NO. OF YEARS COMPLETED IN COLLEGE 4 YEAR COMPLETED 1982

NAME OF COLLEGE Mariano Marcos State University, Batangas, Iloos Norte Pkls.
(include City and State)

OTHER EDUCATION / YEAR(S) ATTENDED n/a

CITIZENSHIP* _____ DATE ARRIVED IN HAWAII (if applicable) _____
*If not a U.S. citizen, indicate type of Visa, or Resident Alien Card No., or Immigration Department No.

EMPLOYMENT RECORD (from the time school was completed to present, also indicate any periods of unemployment)

FROM MONTH/YEAR	TO MONTH/YEAR	POSITION	EMPLOYER	LOCATION
Sept. 1982	July 1986	Research Asst.	PTRIC	Batangas, Iloos Norte Pkls.
Sept. 1986	April 2003	Sci. Res. Specialist I	CRDI	Batangas, Iloos Norte Pkls.
1990	2012	Cook	Centerplate	Honolulu, HI, USA
2007	2012	Landscape Crew	Aloha Stadium Authority	Honolulu, HI, USA
present		Owner / Executive Chef	Cookin Catering by Sinabon	Honolulu, HI, USA

(If additional space is needed, please attach a separate sheet)

NOTARY INITIAL: _____

List your experience in the liquor industry.

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LIQUOR COMMISSION
C&C OF HONOLULU

COPY

2021 JUN 16 A 10:24

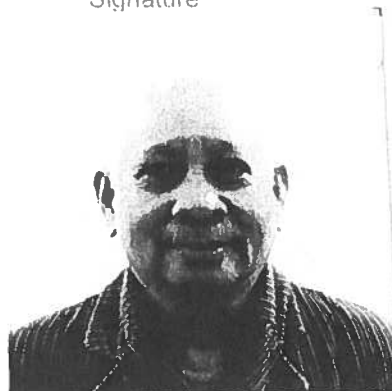
Will you devote time to manage the subject business? ☒ YES ☐ NO

If answer is "YES" will it be ☒ FULL TIME or ☐ PART-TIME?

I, Reynaldo Ramiro of _____
(Print Applicant's Full Name) (Residential Address City State Zip Code)

being first duly sworn, deposes, and says, that the above information is true and correct and that I
(☐ have or ☒ have not) been convicted of any felony charge

Signature



FOR NOTARY USE ONLY

STATE OF HAWAII
City and County of Honolulu

} SS

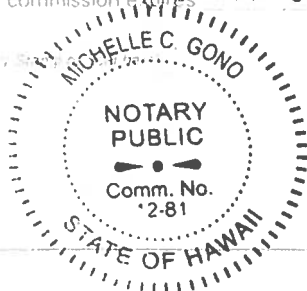
On this 19th day of June in the year of 2021 personally appeared
Reynaldo L Ramiro

who proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to within the foregoing instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the aforementioned instrument the person, or the entity upon behalf of which the person(s) acted, executed the aforementioned instrument in free act and deed

Subscribed and sworn to before me this
19th day of June 2021

Print Name Michelle C. Gono
Notary Public State of Hawaii

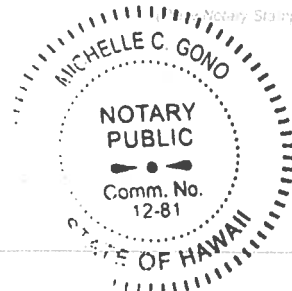
My commission expires MAR 04 2024



NOTARY CERTIFICATION

Date of Doc 06/15/2021 # of Pages 2
Notary Name Michelle C. Gono 19 Count
Doc Description Personal History and Affidavit (PHA)

Date 06/15/2021
Notary Stamp or Seal here



711 KAPIOLANI BOULEVARD, SUITE 600, HONOLULU, HAWAII 96813-5249
PHONE (808) 768-7300 • FAX (808) 768-7311
INTERNET ADDRESS: www.honolulu.gov/liq

313-5249

COPY

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LIQUOR COMMISSION
C & C OF HONOLULU

Rule 3-83-53.1

2021 JUN 16 A 10:24

CITIZENSHIP* _____ DATE ARRIVED IN
HAWAII (if applicable) _____
*(If not a U.S. citizen, indicate type of Visa, or Resident Alien Card No., or Immigration Department No.)

[illegible]

(If additional space is needed, please use reverse side)

List your experience in the liquor industry: _____

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2021 JUN 16 A 10:24

Will you devote time to manage the subject business? X Yes _____ No

If answer is "YES", will it be X Full time, or _____ Part-time?

I, Samuel Aliro, of _____
(Full Street Address, City, State, Zip)

being first duly sworn, deposes, and says, that the above information is true and correct and that I (____ have/ X have not) been convicted of any felony charge.

Signature

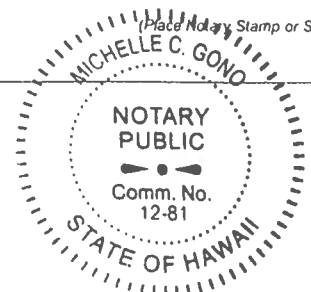
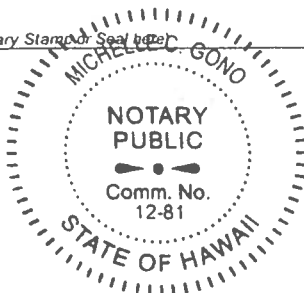


FOR NOTARY USE ONLY

STATE OF HAWAII
City and County of Honolulu } SS.

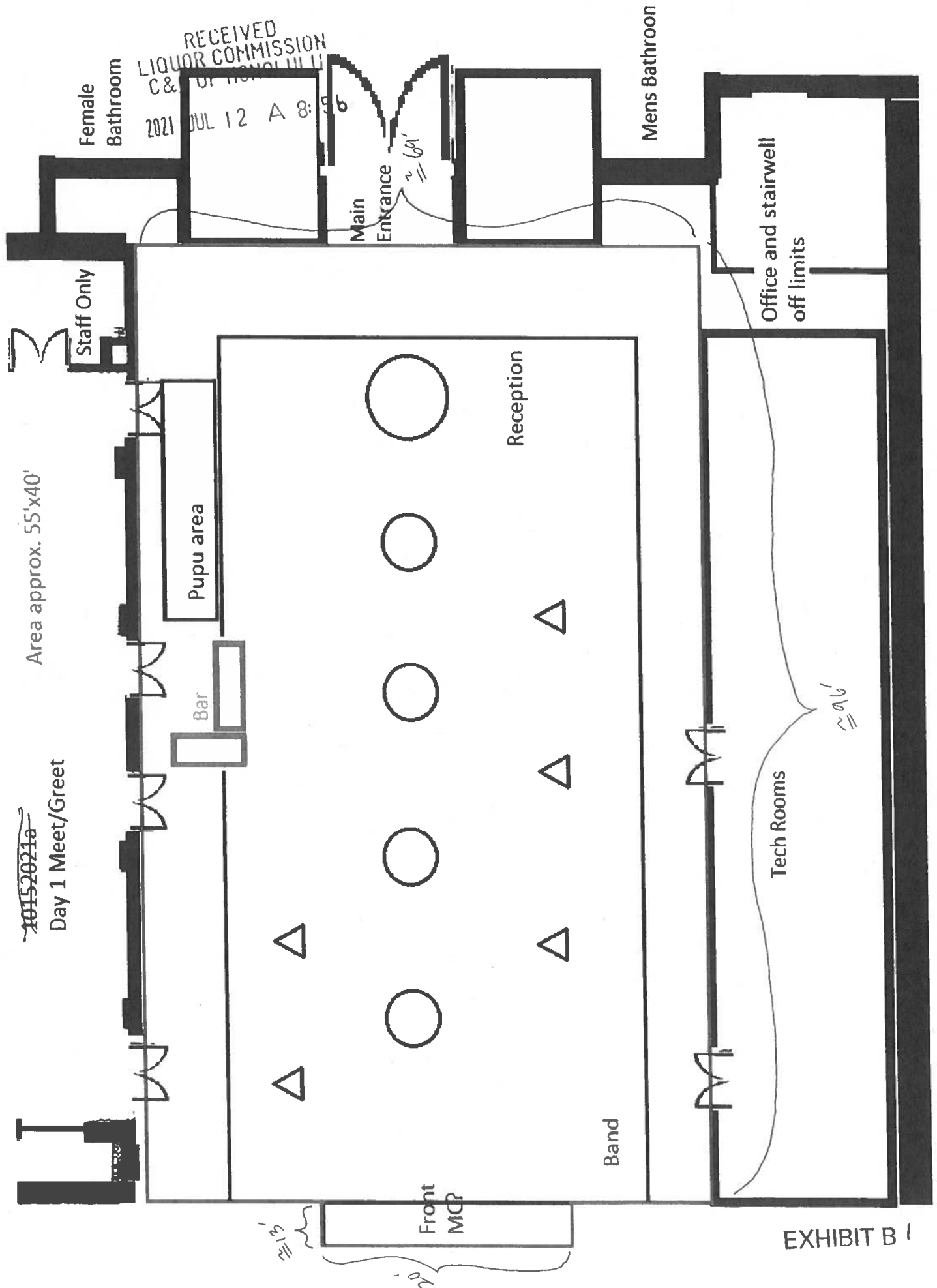
On this 15th day of June, in the year of 2021, personally appeared Samuel R Aliro
who proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to within the foregoing instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the aforementioned instrument the person or the entity upon behalf of which the person(s) acted, executed the aforementioned instrument in free act and deed.

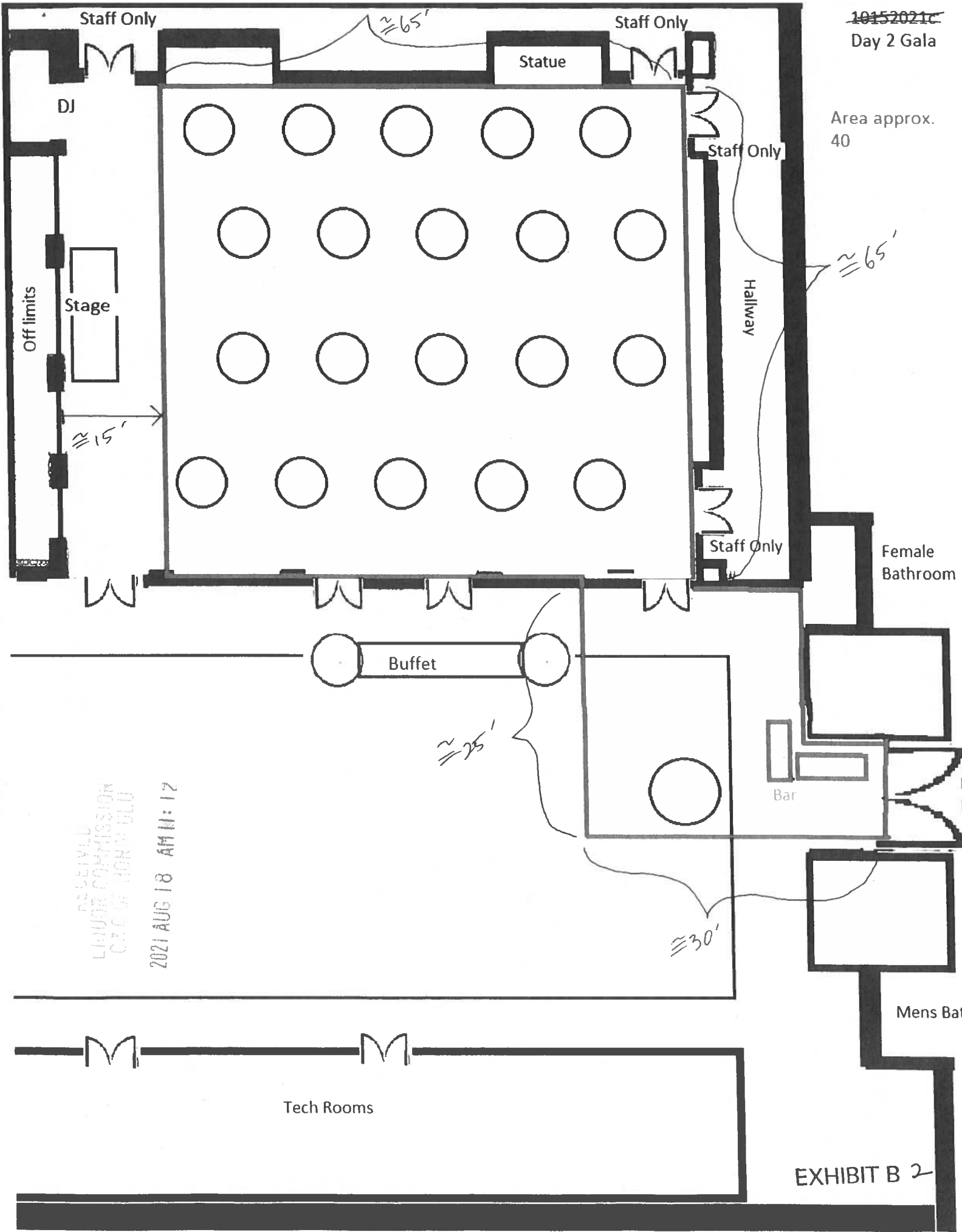
<p>Signature of applicant(s) before Notary</p> <p>Subscribed and sworn to before me this</p> <p><u>15th</u> day of <u>June</u>, 20 <u>21</u></p> <p>e of Notary</p> <p>Print Name <u>Michelle C. Gono</u> Notary Public, State of Hawaii</p> <p>My commission expires <u>MAR 04 2024</u></p> <p>(Place Notary Stamp or Seal here)</p>	<p>NOTARY CERTIFICATION</p> <p>Date of Doc: <u>06/15/2021</u> # of Pages: <u>2</u></p> <p>Notary Name: <u>Michelle C. Gono</u> <u>1st</u> Circuit</p> <p>Doc. Description: <u>Personal History and Affidavit</u></p> <p><u>06/15/21</u> Date</p> <p>(Place Notary Stamp or Seal here)</p>
	<p>(Place Notary Stamp or Seal here)</p>



~~10152021a~~
Day 1 Meet/Greet

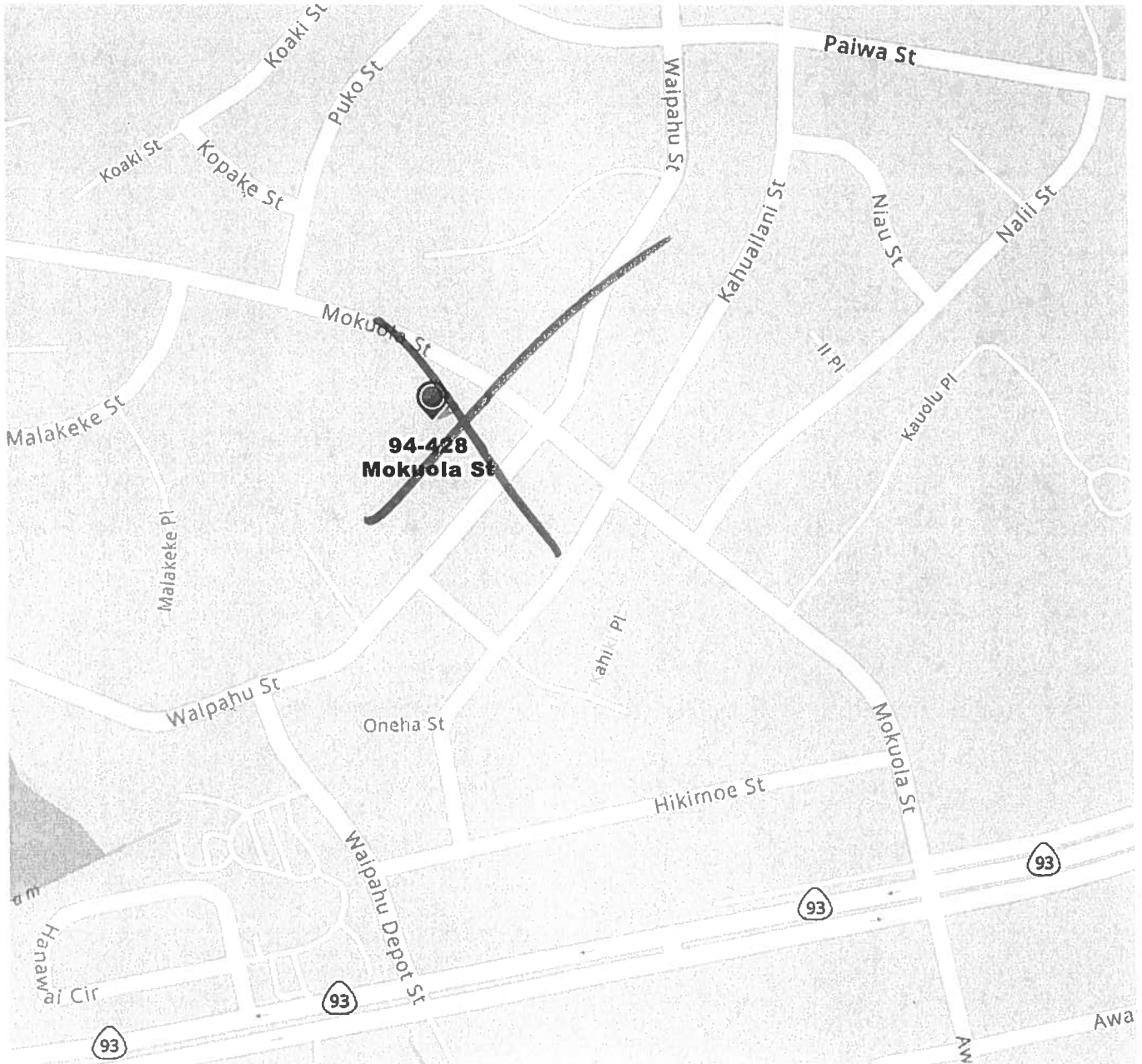
Area approx. 55'x40'





94-428 Mokuola St

Waipahu | HI 96797-3300



LICENSING INVESTIGATIVE REPORT

DATE: November 26, 2021

SUBJECT: Applications #22-24042-1 to 30 from Aroma Caffe Inc., dba Aroma Caffe Inc.,
for a Special General Liquor License, at 2300 Kalakaua Avenue, Honolulu,
from December 3, 2021, to March 2, 2022, daily from 8:00 a.m. till 11:59 p.m.

SPECIAL APPLICATION DATES:

22-24042-01: December 3, 4, and 5, 2021;	22-24042-16: January 17, 18, and 19, 2022
22-24042-02: December 6, 7, and 8, 2021	22-24042-17: January 20, 21, and 22, 2022
22-24042-03: December 9, 10, and 11, 2021	22-24042-18: January 23, 24, and 25, 2022
22-24042-04: December 12, 13, and 14, 2021	22-24042-19: January 26, 27, and 28, 2022
22-24042-05: December 15, 16, and 17, 2021	22-24042-20: January 29, 30, and 31, 2022
22-24042-06: December 18, 19, and 20, 2021	22-24042-21: February 1, 2, and 3, 2022
22-24042-07: December 21, 22, and 23, 2021	22-24042-22: February 4, 5, and 6, 2022
22-24042-08: December 24, 25, and 26, 2021	22-24042-23: February 7, 8, and 9, 2022
22-24042-09: December 27, 28, and 29, 2021	22-24042-24: February 10, 11 and 12, 2022
22-24042-10: December 30, and 31, 2021, and January 1, 2022	22-24042-25: February 13, 14, and 15, 2022
22-24042-11: January 2, 3, and 4, 2022	22-24042-26: February 16, 17, and 18, 2022
22-24042-12: January 5, 6, and 7, 2022	22-24042-27: February 19, 20, and 21, 2022
22-24042-13: January 8, 9, and 10, 2022	22-24042-28: February 22, 23, and 24, 2022
22-24042-14: January 11, 12, and 13, 2022	22-24042-29: February 25, 26, and 27, 2022
22-24042-15: January 14, 15, and 16, 2022	22-24042-30: February 28, 2022, and March 1, and 2, 2022

CORPORATE STRUCTURE:

AROMA CAFFE INC.: was incorporated under the laws of the State of Hawaii on March 1, 2012, as a corporation. The corporation is authorized to issue 1,000 shares of common stock, of which all 1,000 shares are issued and outstanding.

The sole officer, director, and stockholder is:

	<u>Title</u>	<u>Shares</u>	<u>Percent</u>
Jonathan Rotmensch	President/Director	1,000	100%

See **Exhibit A** for biographical information of the principals. CJIS Computer checks were negative for any felony convictions.

FINGERPRINTS:

Jonathan Rotmensch was fingerprinted on November 20, 2019, FBI/H CJDC results were negative for any felony convictions at that time.

Clearances issued as a result of these fingerprintings shall be valid for license application or reapplication for up to two (2) years from the clearance date.

ZONING CLEARANCE:

Request for Zoning Clearance was approved for the subject location on November 4, 2021, and has been received. The use of a special license is permitted.


EMERGENCY PROCLAMATION/EMERGENCY ORDER:

If this application is approved, it is subject to the conditions and restrictions of the current Office of the Governor of the State of Hawaii Proclamations and the Office of the Mayor of the City and County of Honolulu Emergency Orders, as the same may be amended, updated, or revised.

Applicant shall comply at all times with any other laws applicable to the business of the licensee whether in existence at the time of issue of such license or enacted or amended from time to time thereafter, and to all applicable rules and regulations of the liquor commission as the same may exist or be adopted or changed from time to time.


OPINION:

In my opinion, has met statutory requirements of making and filing this application.



Daniel Sato
Supervising Investigator

Reviewed by:



Peter Nakagawa
Chief Investigator

11/24/2021
wh

**LIQUOR COMMISSION
CITY AND COUNTY OF HONOLULU**

711 KAPIOLANI BOULEVARD, SUITE 600, HONOLULU, HAWAII 96813-5249
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LIQUOR COMMISSION
C&C OF HONOLULU
2021 NOV 10 PM 3:08

PERSONAL HISTORY AND AFFIDAVIT

Rule 3-83-53.1

NAME ROTMENSCH JONATHAN MIRON N/A SOCIAL SECURITY NO. _____
(Last, First Middle Maiden)

RESIDENTIAL ADDRESS _____ APT. NO. N/A

CITY _____ STATE _____ ZIP CODE _____

BUS. PH (808) 256-2602 MOBILE PH (808) 256-2602 EMAIL _____

PLACE OF BIRTH _____ DATE OF BIRTH _____ AGE _____
(City, State) (MM/DD/YYYY)

NO. OF YEARS COMPLETED IN HIGH SCHOOL 3 YEAR COMPLETED 2001

NAME OF HIGH SCHOOL IRONI YUD ALEF HIGH SCHOOL, TEL AVIV, ISRAEL
(include City and State)

NO. OF YEARS COMPLETED IN COLLEGE N/A YEAR COMPLETED N/A

NAME OF COLLEGE N/A
(include City and State)

OTHER EDUCATION / YEAR(S) ATTENDED N/A

CITIZENSHIP U.S.A. DATE ARRIVED IN HAWAII (if applicable) 09/01/2007
**If not a U.S. citizen, indicate type of Visa, or Resident Alien Card No., or Immigration Department No.*

EMPLOYMENT RECORD (from the time school was completed to present, also indicate any periods of unemployment):

FROM MONTH/YEAR	TO MONTH/YEAR	POSITION	EMPLOYER	LOCATION
Mar 2001	Feb 2005	Military	Israeli Defense Forces	Tel Aviv, Israel
Mar 2005	Aug 2005	Not Employed	N/A	Tel Aviv, Israel
Sep 2005	Nov 2005	Bartender	Berchi Bar	Tel Aviv, Israel
Dec 2005	Dec 2006	Barista	Goodies	Tel Aviv, Israel
Jan 2007	Aug 2007	Bartender	Sushi Samba	Tel Aviv, Israel
Sep 2007	May 2010	General Manager	Daneth Corp.	Honolulu, Hawaii
May 2010	Mar 2011	Owner	Morjon Inc.	Honolulu, Hawaii
Mar 2011	Jun 2015	Co-Owner	Fashion's Secret's Inc.	Honolulu, Hawaii
Mar 2012	Present	President & Owner	Aroma Caffe Inc.	Honolulu, Hawaii

(If additional space is needed, please attach a separate sheet)

NOTARY INITIAL: _____

List your experience in the liquor industry: Lead Bartender, Sushi Samba Tel Aviv / Berchi's Tel Aviv

Will you devote time to manage the subject business?

☒ YES ☐ NOIf answer is "YES", will it be ☒ FULL TIME, or ☐ PART-TIME?I, Jonathan Rotmensch

(Print Applicant's Full Name)

, of _____

(Residential Address, City, State, Zip Code)

being first duly sworn, deposes, and says, that the above information is true and correct and that I

(☐ have or ☒ have not) been convicted of any felony charge.

Signature



FOR NOTARY USE ONLY

STATE OF HAWAII
City and County of Honolulu

} SS.

On this 8th day of November, in the year of 2021, personally appearedJonathan Rotmensch

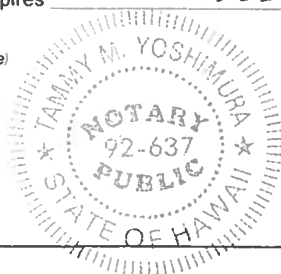
who proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to within the foregoing instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the aforementioned instrument the person, or the entity upon behalf of which the person(s) acted, executed the aforementioned instrument in free act and deed.

Signature of applicant(s) before Notary

Subscribed and sworn to before me this:

8th day of November, 20 21Print Name: TAMMY M. YOSHIMURA
Notary Public, State of HawaiiMy commission expires 9-22-2024

(Place Notary Stamp or Seal here)



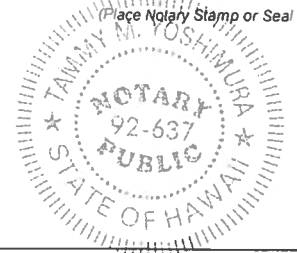
NOTARY CERTIFICATION

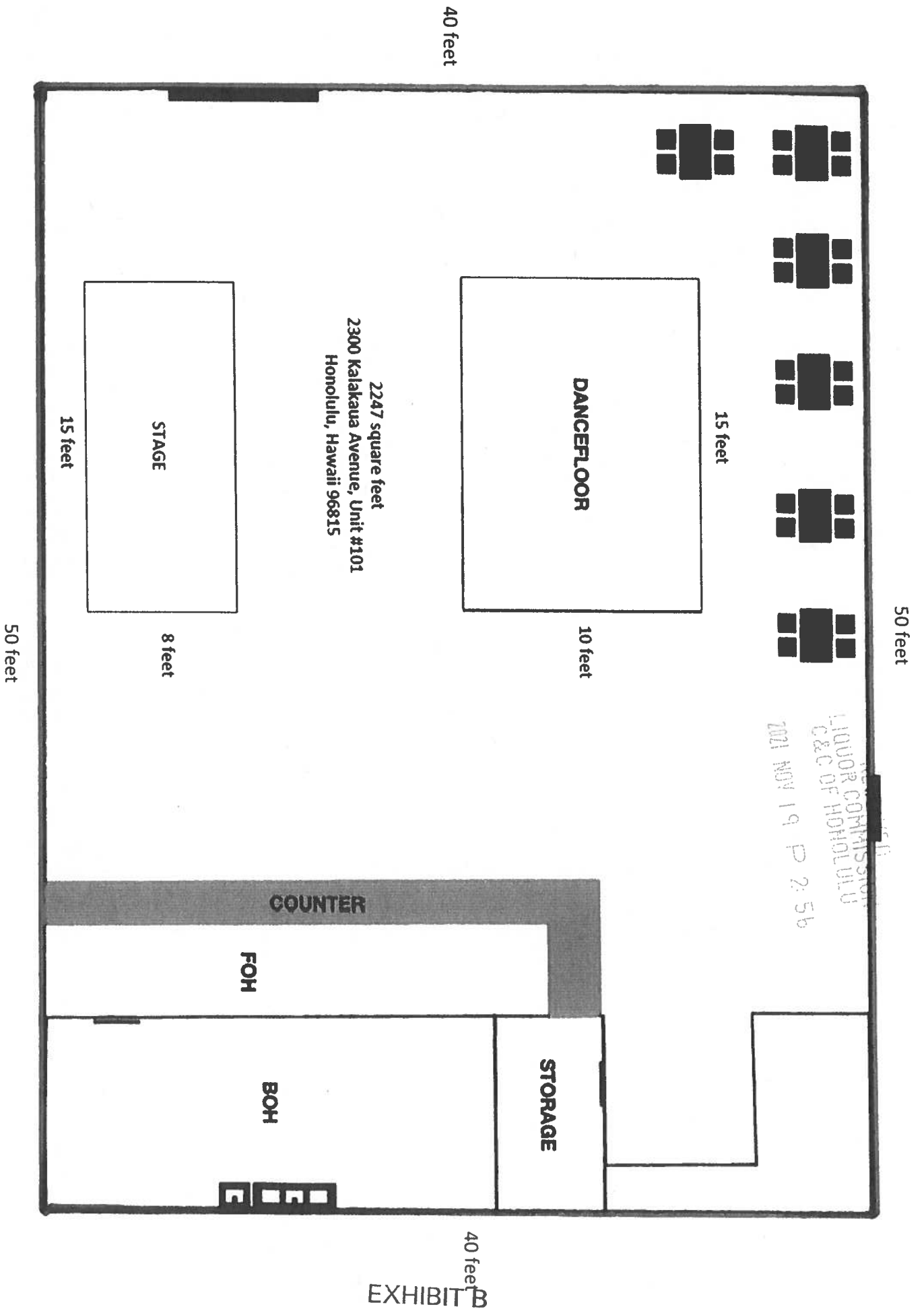
Date of Doc: November 8, 2021 # of Pages: 2
 Notary Name: TAMMY M. YOSHIMURA 1st Circuit
 Doc. Description: Personal History and Affidavit

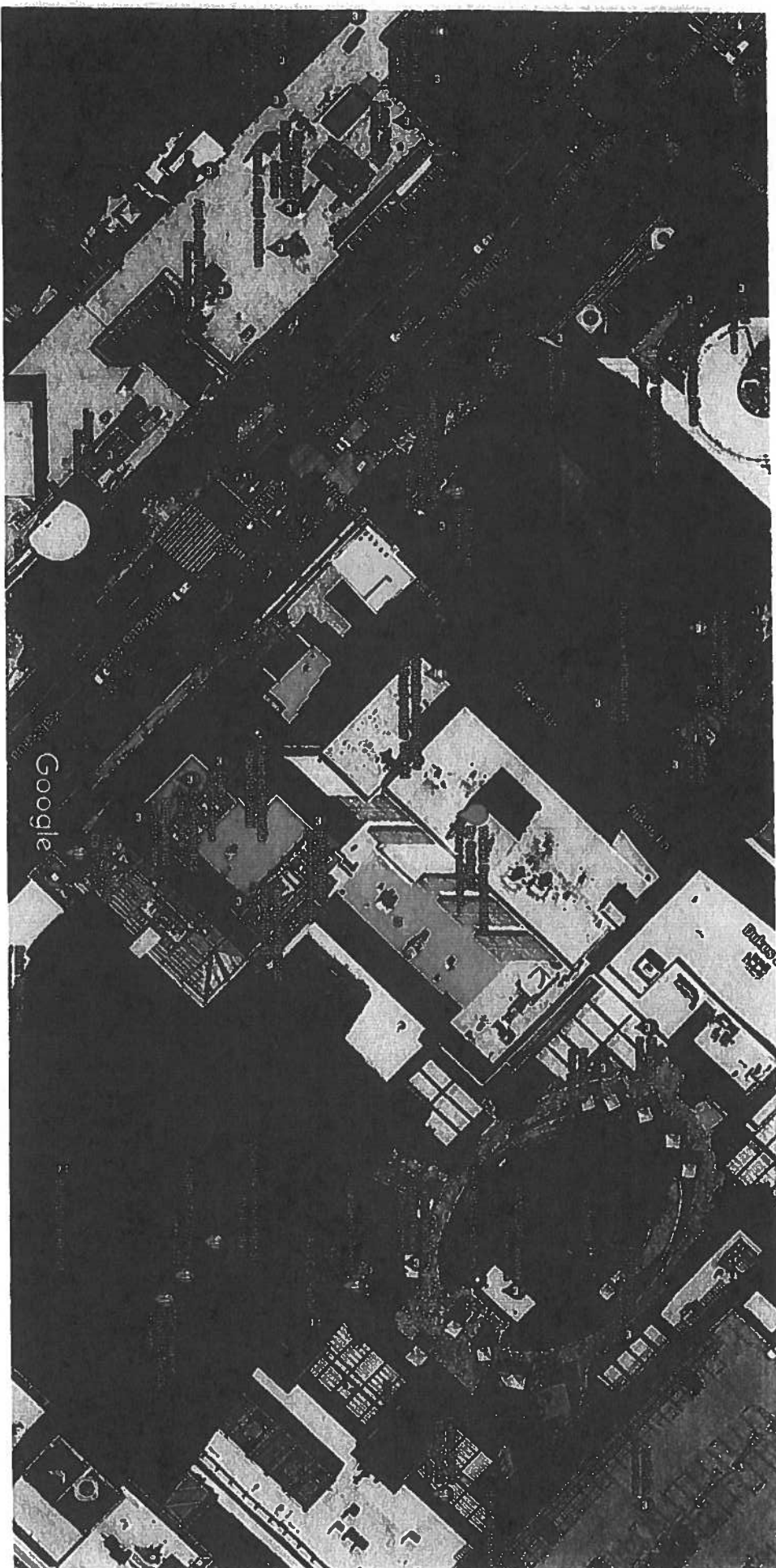
Notary Signature

11/08/2021
Date

(Place Notary Stamp or Seal here)





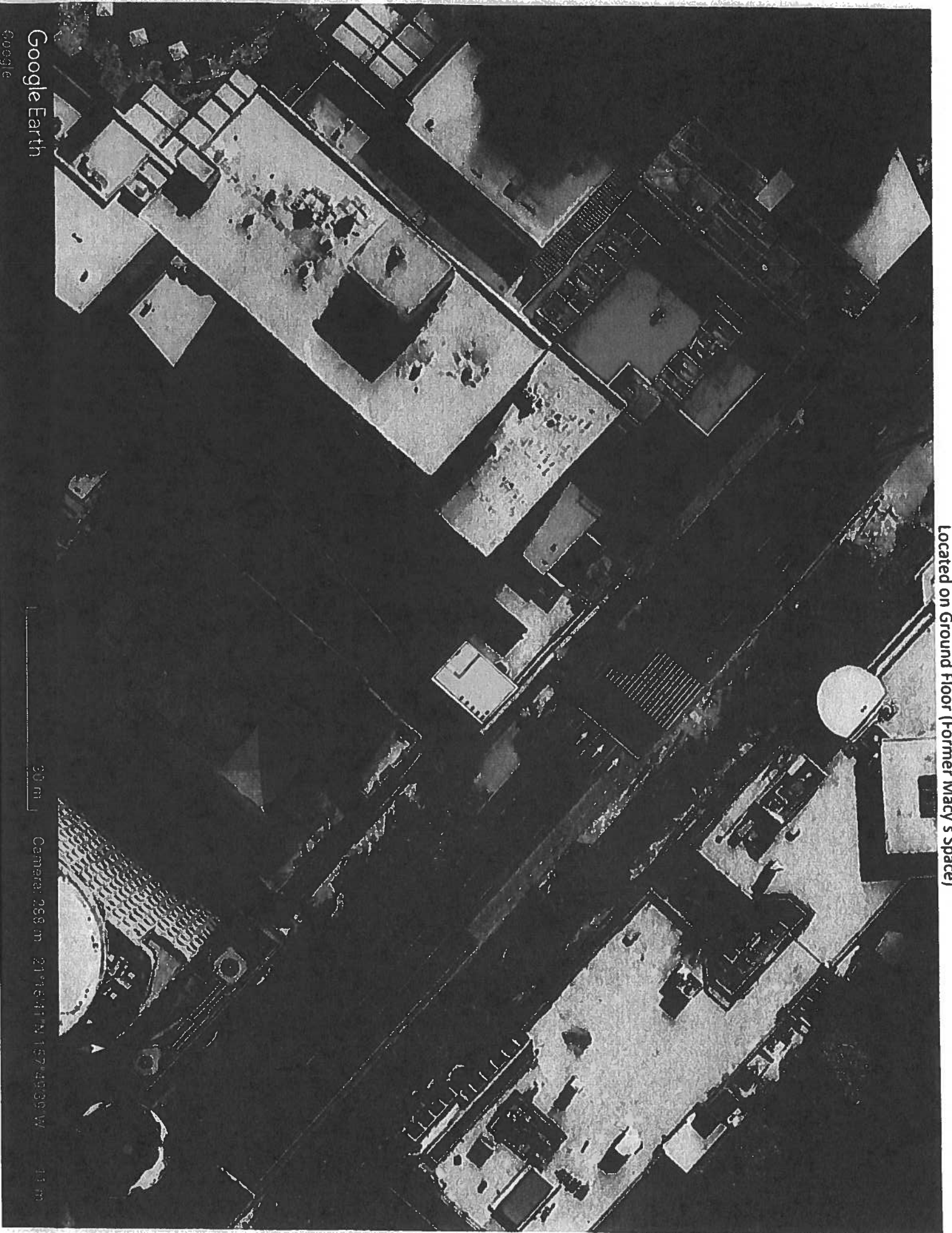


Site Plan

located on Ground Floor (Former Macy's Space)

Site Plan

Located on Ground Floor (Former Macy's Space)



Google Earth

Google

30 m

Camera: 268 m 21°16'41"N 157°48'39"W

11 m

LIQUOR COMMISSION
CITY AND COUNTY OF HONOLULU
 711 KAPIOLANI BOULEVARD, SUITE 600, HONOLULU, HAWAII 96813-5249
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SUPPLEMENTAL INFORMATION FOR SPECIAL & CATERING LIQUOR LICENSE APPLICATION

For Special License:

Up to three (3) event days per application. Application(s) must be submitted a minimum of six (6) weeks prior to event.

For Catering License:

For Restaurant and Hotel Licensees only. Application must be submitted a minimum of three (3) weeks prior to event.

Licensee Name: AROMA CAFFE INC. Liquor License #: _____

Licensee Contact Name: Robert Arthur Ueoka Title: Authorized Agent

Caterer Only: Name of Registered Manager on Duty at Event: N/A

Manager on Duty Phone: N/A Manager on Duty Email: N/A

Start Date & Time (include set-up time): December 3, 2021 at 8:00 a.m. End Date & Time (include clean-up time): March 2, 2022 at 11:59 p.m.

Description of Event: Grand Opening of Art Gallery

Name of Event Promoter: None

Event Coordinator Phone: N/A Event Coordinator Email: N/A

Reason for applying for the Special or Catering License: Grand Opening of Art Gallery

Type of license exercised on previous occasions, if any; number of times approved; when, where and whether or not license was exercised without incident. None

How will liquor be dispensed?

☐ Host ☒ No-Host

Regarding Drinks:

a. Type of drinks to be served (including soft drinks): Beverages containing alcohol (beer and wine) and soft drinks

b. Type of payment (cash or script): Cash

c. Type of serving container (disposable cup, glass, etc.): Cups and glasses

d. Who and how many people will be dispensing the liquor? (applicant's employees, other people?): 2-4 of Applicant's employees

☒ Attach list of names and titles of people dispensing liquor.

To be determined

Attendance & Admission:

Approximate number of people expected to attend event: N/A Will anyone under 21 years of age attend? _____

Check One: ☒ Event Open to Public ☐ By Invitation Only

Will there be an admission charge? N/A If yes, what is the admission ticket price? N/A

Tickets will be sold ☐ In Advance ☐ At the Door

Entertainment:

a. Describe type of entertainment (live or recorded): Live and recorded music as applicable

b. Name of Group performing: To be determined

c. Number of Performers: 2-4

☐ Attach list of names, ages and parental approval documents for all performers under 18 years of age.

d. Describe where on the premises the entertainment will take place: Entertainment Stage as indicated in Floor Plan

e. Hours of entertainment, provide start and end times: 10:00 a.m. to 11:59 p.m.

Security will be provided by:

a. Name of Agency: AROMA CAFFE INC.

b. Number of Security Personnel: 4-6

c. Other Security Information: N/A

For Catering License Only:

Will wholesale liquor be delivered to the catered site? ☐ Yes ☐ No

Who is hiring applicant to cater food and liquor? _____

Name of Outside Promoter (if any): _____

SIGNATURE Licensee (Owner) / Authorized Agent

November 12, 2021

DATE

Robert Arthur Ueoka

PRINT Licensee (Owner) / Authorized Agent

Authorized Agent

TITLE

Note: If submission by Authorized Agent, please submit a Letter of Authorization or Notification of Authorized Agent (Form# LIQ-LIC-106), signed by the Director.

For HLC Office Use Only

Effective Date/Time

START: _____ a.m. / p.m.

☐ Approved

☐ Denied

☐ Referred

END: _____ a.m. / p.m.

HLC STAFF INITIAL: _____

LCIS ENTRY DATE: _____

Franklin "Don" Pacarro, Jr.
Administrator

Date

LICENSING INVESTIGATIVE REPORT

DATE: November 22, 2021

SUBJECT: Application No. 22-24048-1 to 14 for a Special General License
From Consolidated Entertainment LLC, dba Consolidated
Entertainment LLC, at 890 Kamokila Blvd., Kapolei, HI 96707
From: Dec. 17, 2021 To: Jan 27, 2022; 10:00 a.m. To 1:00 a.m.
(42 Days)

<u>Application No.</u>	<u>Start Date:</u>	<u>End Date:</u>
22 - 24048 -01	Dec. 17, 2021	Dec. 19, 2021
22 - 24048 -02	Dec. 20, 2021	Dec. 22, 2021
22 - 24048 -03	Dec. 23, 2021	Dec. 25, 2021
22 - 24048 -04	Dec. 26, 2021	Dec. 28, 2021
22 - 24048 -05	Dec. 29, 2021	Dec. 31, 2021
22 - 24048 -06	Jan. 01, 2022	Jan. 03, 2022
22 - 24048 -07	Jan. 04, 2022	Jan. 06, 2022
22 - 24048 -08	Jan. 07, 2022	Jan. 09, 2022
22 - 24048 -09	Jan. 10, 2022	Jan. 12, 2022
22 - 24048 -10	Jan. 13, 2022	Jan. 15, 2022
22 - 24048 -11	Jan. 16, 2022	Jan. 18, 2022
22 - 24048 -12	Jan. 19, 2022	Jan. 21, 2022
22 - 24048 -13	Jan. 22, 2022	Jan. 24, 2022
22 - 24048 -14	Jan. 25, 2022	Jan. 27, 2022/11:59pm

LIMITED LIABILITY COMPANY STRUCTURE:

CONSOLIDATED ENTERTAINMENT, LLC: was formed under the laws of the State of Nevada, on September 28, 2007, under the name of Consolidated Amusement Theaters, Inc. (originally).

Consolidated Amusement Theaters, Inc., changed its name to Consolidated Entertainment, Inc., on February 27, 2008.

Consolidated Entertainment, Inc., converted to a manager-managed limited liability company, under its current name of "Consolidated Entertainment, LLC", on October 30, 2012, and registered to conduct business in the State of Hawaii as a limited liability company on March 7, 2013.

Consolidated Entertainment, LLC #E0680742007-1 converted in Nevada to Consolidated Entertainment, Inc., identified under Nevada Secretary of State Business Records as the same #E0680742007-1 (resulting entity).

As a result of this conversion the current licensee, Consolidated Entertainment, LLC, (#E0680742007-1) no longer exist in the State of Nevada, according document submitted to the Department of Commerce and Consumer Affairs State of Hawaii.

On September 14, 2020, Consolidated Entertainment, Inc. #E0680742007-1, converted back to Consolidated Entertainment, LLC, identified under Nevada Secretary of State Business Record as #E9075212020-2, formation date of September 14, 2020. Its manager(s) and member(s) are:

<u>NAME</u>	<u>TITLE</u>	<u>INTEREST</u>
COTTER, ELLEN M.	MANAGER	0%
COTTER, ANN MARGARET	MANAGER	0%
AVANES, GILBERT	MANAGER	0%
CONSOLIDATED AMUSEMENT HOLDINGS, LLC	MEMBER	100%

CONSOLIDATED AMUSEMENT HOLDINGS, LLC: was formed under the laws of the State of Nevada on September 28, 2007, under the name of Consolidated Amusement Holdings, Inc. (originally).

Consolidated Amusement Holdings, Inc., converted to a manager-managed limited liability company under its current name of "Consolidated Amusement Holdings, LLC, on October 30, 2012, and registered to conduct business in the State of Hawaii as a limited liability company on April 25, 2013. Its manager(s) and member(s) are:

<u>NAME</u>	<u>TITLE</u>	<u>PERCENTAGE</u>
COTTER, ELLEN M.	MANAGER	0%
COTTER, ANN MARGARET	MANAGER	0%
AVANES, GILBERT	MANAGER	0%

READING CONSOLIDATED
HOLDINGS, INC.

MEMBER

100%

See **Exhibit A1 through A3** for biographical information of Ellen Cotter, Ann Margaret Cotter, and Gilbert Avanes.

AUTHORIZED AGENT:

Authorized Agents are Mia Obciana, Rod Tengan, and Keith Kiuchi.

FINGERPRINTS:

Fingerprint results for Ellen Cotter and Gilbert Avanes were received on June 10, 2021, with negative for any felony convictions.

Fingerprint results for Ann Margaret Cotter are on file (8/20/2020) with negative results and are valid for a 2 year period.

REASON FOR THE APPLICATION:

New liquor license application no. 22-24049 is pending.

DESCRIPTION OF THE PREMISES:

Location: The proposed premises is an irregularly shaped premises, located at 890 Kamokila Blvd., Kapolei, HI 96707

Details of premises: Overall, the premises is approximately 29,500 sq.ft., with sixteen auditoriums.

- Auditorium #1 (56'L by 36'W; 201 SEATS)
- Auditorium #2 (56'L by 36'W; 201 SEATS)
- Auditorium #3 (61'L by 45'W; 290 SEATS)
- Auditorium #4 (56'L by 36'W; 201 SEATS)
- Auditorium #5 (56'L by 36'W; 201 SEATS)
- Auditorium #6 (56'L by 36'W; 201 SEATS)
- Auditorium #7 (56'L by 36'W; 201 SEATS)

- Auditorium #8 (56'L by 36'W; 201 SEATS)
- Auditorium #9 (56'L by 36'W; 201 SEATS)
- Auditorium #10 (56'L by 36'W; 20185 SEATS)
- Auditorium #11 (56'L by 36'W; 201 SEATS)
- Auditorium #12 (56'L by 36'W; 201 SEATS)
- Auditorium #13 (56'L by 36'W; 201 SEATS)
- Auditorium #14 (56'L by 36'W; 201 SEATS)
- Auditorium #15 (56'L by 36'W; 201 SEATS)
- Auditorium #16 (56'L by 36'W; 201 SEATS)
- Concession Stand / Kitchen
- Restrooms are located within the premises (Separate Men's & Women's restrooms)
- Refer to **Exhibit B** for more details

Lease: Valid lease in effect to April 30, 2036. Landlord is Campbell Hawaii Investor LLC.

Storage: The liquor will be stored within the proposed licensed area of the premises.

Parking: Shared parking lot is available for patrons.

INVESTIGATION:

Start Date / End Date: 12/17/2021 to 01/27/2022 (11:59PM)

Time: 10:00 a.m. – 1:00 a.m. / Daily

EMPLOYEES: 16 Employees.

Security: Staff will provide necessary security by applicant.

SECURITY PLAN: See **Exhibit C2** (Security Plan portion)

See **Exhibit C1** for more details on the event

WAIVER REQUEST:

Pursuant to §3-81-17.8 of the Rules of the Liquor Commission of the City and County of Honolulu, State of Hawaii, Consolidated hereby requests the waiver of the following rules for undue hardship and economic burden:

§3-84-72.2 Premises Lighting; Doors

Consolidated requests a waiver of the requirement for “[t]he interior...of the licensed premises” to be “well and properly lighted.”

§3-84-78.041. Visual Reproductions of Sexual Acts and Simulations.

Some appropriately rated films shown at Consolidated may show limited simulations of sexual intercourse or partial nudity.

Special License Waivers.

Consolidated also requests to refer to documents on file for its new license application to be used to support its application for special licenses.

See **Exhibit C2 for more details** (Request for Waiver of Administrative Rules portion)

NEIGHBORHOOD BOARD NOTIFICATION:

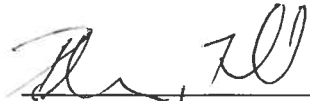
Pursuant to Rule 3-83-53.1 (a)(3)(c), this requires the applicant to notify the chair of the relevant Neighborhood Board of this application. **Neighborhood Board return receipt must be submitted prior to the issuance of a liquor license.**

ZONING CLEARANCE:



A valid Zoning Clearance must be submitted prior to the issuance of a liquor license.

OPINION:

In my opinion, the applicant has met statutory requirements relative to the making and filing of this Special License application.


Thanh Phung,
Licensing Investigator

REVIEWED BY:


Daniel Sato,
Supervising Investigator 

**LIQUOR COMMISSION
CITY AND COUNTY OF HONOLULU**

711 KAPIOLANI BOULEVARD, SUITE 600, HONOLULU, HAWAII 96813-5249
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CITY AND COUNTY OF HONOLULU

PERSONAL HISTORY AND AFFIDAVIT

Rule 3-83-53.1

2011 NOV 12 - A 9:08

NAME Cotter Ellen M. SOCIAL SECURITY NO. _____
(Last, First Middle Maiden)

RESIDENTIAL ADDRESS _____ APT. NO. _____

CITY _____ STATE _____ ZIP CODE _____

BUS. PH (213) 235-2240 MOBILE PH _____ EMAIL _____

PLACE OF BIRTH _____ DATE OF BIRTH _____ AGE _____ MARITAL STATUS _____
(City, State) (MM / DD / YYYY)

NO. OF YEARS COMPLETED IN HIGH SCHOOL 4 YEAR COMPLETED 1984

NAME OF HIGH SCHOOL Marymount High School, Los Angeles, CA
(include City and State)

NO. OF YEARS COMPLETED IN COLLEGE 4 YEAR COMPLETED 1988

NAME OF COLLEGE Smith College, Northampton, MA
(include City and State)

OTHER EDUCATION / YEAR(S) ATTENDED Georgetown University Law Center, 1989-1992

CITIZENSHIP* _____ DATE ARRIVED IN HAWAII (if applicable) _____
*If not a U.S. citizen, indicate type of Visa, or Resident Alien Card No., or Immigration Department No.

EMPLOYMENT RECORD (from the time school was completed to present; also indicate any periods of unemployment):

FROM MONTH/YEAR	TO MONTH/YEAR	POSITION	EMPLOYER	LOCATION
2015	Present	CEO/President	Reading International, Inc.	Culver City, CA
1997	2015	COO/Vice Pres.	Reading International, Inc.	Los Angeles, CA
1992	1996	Associate	White & Case	New York City, NY
1989	1992		Georgetown U. Law Center	Washington, DC
1990 Summer			Justice David Kenyon/Dist Court Judge	Los Angeles, CA
1988	1989	Legal Assistant	Winthrop, Stimson, Putnam & Roberts	New York, NY

(If additional space is needed, please attach a separate sheet)

NOTARY INITIAL: _____

List your experience in the liquor industry: _____

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C&C OF HONOLULU

2021 NOV 12 A 9:08

Will you devote time to manage the subject business?

☐ YES ☒ NO

If answer is "YES", will it be ☐ FULL TIME, or ☐ PART-TIME?

I, Ellen M. Cotter

(Print Applicant's Full Name)

, of _____

(Residential Address, City, State, Zip Code)

being first duly sworn, deposes, and says, that the above information is true and correct and that I

(☐ have or ☒ have not) been convicted of any felony charge.

X

Ellen M. Cotter

Signature



FOR NOTARY USE ONLY

STATE OF HAWAII
City and County of Honolulu

} SS.

On this _____ day of _____, in the year of _____, personally appeared

who proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to within the foregoing instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the aforementioned instrument the person, or the entity upon behalf of which the person(s) acted, executed the aforementioned instrument in free act and deed.

Signature of applicant(s) before Notary

Subscribed and sworn to before me this:

_____ day of _____, 20____

Signature of Notary

Print Name:
Notary Public, State of Hawaii

My commission expires _____

(Place Notary Stamp or Seal here)

NOTARY CERTIFICATION

Date of Doc: _____ # of Pages: _____

Notary Name: _____ Circuit _____

Doc. Description: _____

Notary Signature

Date

(Place Notary Stamp or Seal here)

CALIFORNIA ALL PURPOSE ACKNOWLEDGMENT

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

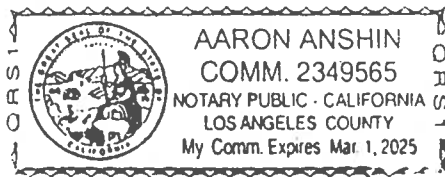
State of California)

County of Los Angeles)

LIQUOR COMMISSION
C&G OF HONOLULU
2021 NOV 12 A 9:08

On 6/4/2021 before me, Aaron Anshin, Notary Public, personally appeared ELLEN M. COTTER who proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to the within instrument and acknowledged to me that she executed the same in her authorized capacity, and that by her signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the state of California that the foregoing paragraph is true and correct.



WITNESS my hand and official seal.

Signature of Notary
Aaron Anshin, Notary Public

OPTIONAL

Though the information below is not required by law, it may prove valuable to persons relying on the document and prevent fraudulent reattachment of this form to another document

DESCRIPTION OF ATTACHED DOCUMENT

Title or Type of Document: _____

Date of Document: _____ Number of Pages in words: _____
(including this page)

Signer(s) Other Than Named Above: None

EXHIBIT A1

List your experience in the liquor industry: _____

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LIQUOR COMMISSION
C&C OF HONOLULU

2021 NOV 12 A 9:00

Will you devote time to manage the subject business?

☐ YES ☒ NO

If answer is "YES", will it be ☐ FULL TIME, or ☐ PART-TIME?

I, Ann Margaret Cotter

, of _____

(Print Applicant's Full Name)

(Residential Address, City, State, Zip Code)

being first duly sworn, deposes, and says, that the above information is true and correct and that I

(☐ have or ☒ have not) been convicted of any felony charge.

X

Signature



FOR NOTARY USE ONLY

STATE OF HAWAII
City and County of Honolulu

} SS.

On this _____ day of _____, in the year of _____, personally appeared

who proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to within the foregoing instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the aforementioned instrument the person, or the entity upon behalf of which the person(s) acted, executed the aforementioned instrument in free act and deed.

<p>Signature of applicant(s) before Notary</p> <p>Subscribed and sworn to before me this:</p> <p>_____ day of _____, 20_____</p> <p>Signature of Notary</p> <p>Print Name: _____</p> <p>Notary Public, State of Hawaii</p> <p>My commission expires _____</p> <p>(Place Notary Stamp or Seal here)</p>	<p>NOTARY CERTIFICATION</p> <p>Date of Doc: _____ # of Pages: _____</p> <p>Notary Name: _____ Circuit _____</p> <p>Doc. Description: _____</p> <p>Notary Signature _____ Date _____</p> <p>(Place Notary Stamp or Seal here)</p>
--	--

CALIFORNIA ALL PURPOSE ACKNOWLEDGMENT

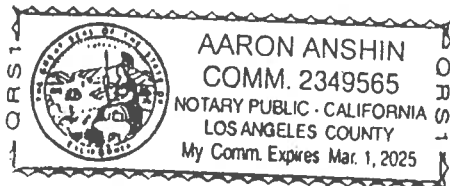
A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of California)
County of Los Angeles)

2021 NOV 12 A 9:08

On 6/4/2021 before me, Aaron Anshin, Notary Public, personally appeared ANN MARGARET COTTER who proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to the within instrument and acknowledged to me that she executed the same in her authorized capacity, and that by her signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the state of California that the foregoing paragraph is true and correct.



WITNESS my hand and official seal.

Signature of Notary V
Aaron Anshin, Notary Public

OPTIONAL

Though the information below is not required by law, it may prove valuable to persons relying on the document and prevent fraudulent reattachment of this form to another document.

DESCRIPTION OF ATTACHED DOCUMENT

Title or Type of Document: _____

Date of Document: _____ Number of Pages in words: _____
(including this page)

Signer(s) Other Than Named Above: None

EXHIBIT A2

LIQUOR COMMISSION
CITY AND COUNTY OF HONOLULU
 711 KAPIOLANI BOULEVARD, SUITE 600, HONOLULU, HAWAII 96813-5249
 PHONE (808) 768-7300 • EMAIL HLCC@honolulu.gov
 INTERNET ADDRESS: www.honolulu.gov/liq

RECEIVED
 LIQUOR COMMISSION
 C&C OF HONOLULU

2021 NOV 12 A 9 08

PERSONAL HISTORY AND AFFIDAVIT

Rule 3-83-53.1

NAME Avanes Gilbert SOCIAL SECURITY NO. _____
 (Last, First Middle Maiden)

RESIDENTIAL ADDRESS: _____ APT. NO. _____

CITY _____ STATE _____ ZIP CODE _____

BUS. PH (213) 235-2240 MOBILE PH _____, _____ EMAIL _____

PLACE OF BIRTH _____ DATE OF BIRTH _____ AGE _____ MARITAL STATUS _____
 (City, State) (MM / DD / YYYY)

NO. OF YEARS COMPLETED IN HIGH SCHOOL 4 YEAR COMPLETED 1992

NAME OF HIGH SCHOOL Lester B. Pearson / Toronto, Ontario
 (include City and State)

NO. OF YEARS COMPLETED IN COLLEGE 4 YEAR COMPLETED 1997

NAME OF COLLEGE Ryerson University / Toronto, Ontario
 (include City and State)

OTHER EDUCATION / YEAR(S) ATTENDED MBA, Laurentian University, 2006

CITIZENSHIP* _____ DATE ARRIVED IN _____
 HAWAII (if applicable)
 *If not a U.S. citizen, indicate type of Visa, or Resident Alien Card No., or Immigration Department No.

EMPLOYMENT RECORD (from the time school was completed to present; also indicate any periods of unemployment):

FROM MONTH/YEAR	TO MONTH/YEAR	POSITION	EMPLOYER	LOCATION
2019	Present	CFO	Reading International	Culver City, CA
2007	2018	Various position/ VP	Reading International	Los Angeles, CA
1997	2006	Various positions	TD Bank	Toronto, Ontario

(If additional space is needed, please attach a separate sheet)

Notary to Initial Here →

NOTARY INITIAL: _____

List your experience in the liquor industry: _____

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LIQUOR COMMISSION,
C&C OF HONOLULU

2021 NOV 12 A 9:08

Will you devote time to manage the subject business? ☐ YES ☒ NO

If answer is "YES", will it be ☐ FULL TIME, or ☐ PART-TIME?

I, Gilbert Avanes, of 5404 La Forest Drive, La Canada, CA 91011
(Print Applicant's Full Name) (Residential Address, City, State, Zip Code)

being first duly sworn, deposes, and says, that the above information is true and correct and that I
(☐ have or ☒ have not) been convicted of any felony charge.

Gilbert to sign here →

X

Signature

PAE
RE
PH
AFF

H
OR
PTED.
RE.



FOR NOTARY USE ONLY

STATE OF HAWAII
City and County of Honolulu

} SS.

On this _____ day of _____, in the year of _____, personally appeared

who proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to within the foregoing instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the aforementioned instrument the person, or the entity upon behalf of which the person(s) acted, executed the aforementioned instrument in free act and deed.

Signature of applicant(s) before Notary

Subscribed and sworn to before me this:

_____ day of _____, 20_____

Signature of Notary

Print Name: _____
Notary Public, State of Hawaii

My commission expires _____

(Place Notary Stamp or Seal here)

NOTARY CERTIFICATION

Date of Doc: _____ # of Pages: _____

Notary Name: _____ Circuit _____

Doc. Description: _____

Notary Signature

Date

(Place Notary Stamp or Seal here)

RECEIVED
LIQUOR COMMISSION
C&C OF HONOLULU

2021 NOV 12 A 9:08

CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

CIVIL CODE § 1189

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of California)

County of LOS ANGELES)

On 6/4/2021 before me,
Date

Here Insert Name and Title of the Officer

personally appeared _____

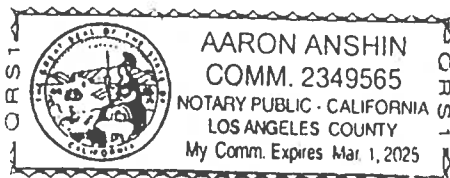
Name(s) of Signer(s)

GILBERT AVANES

who proved to me on the basis of satisfactory evidence to be the person~~(e)~~ whose name~~(s)~~ is/~~are~~ subscribed to the within instrument and acknowledged to me that he/~~she/they~~ executed the same in his/~~her/their~~ authorized capacity~~(ies)~~, and that by his/~~her/their~~ signature~~(s)~~ on the instrument the person~~(s)~~, or the entity upon behalf of which the person~~(e)~~ acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal. //



Signature _____

Signature _____ Notary Public

Place Notary Seal Above

OPTIONAL

Though this section is optional, completing this information can deter alteration of the document or fraudulent reattachment of this form to an unintended document.

Description of Attached Document

Title or Type of Document: _____

Document Date: _____ Number of Pages: _____

Signer(s) Other Than Named Above: _____

Capacity(ies) Claimed by Signer(s)

Signer's Name: _____

☐ Corporate Officer — Title(s): _____

☐ Partner — ☐ Limited ☐ General

☐ Individual ☐ Attorney in Fact

☐ Trustee ☐ Guardian or Conservator

☐ Other: _____

Signer Is Representing: _____

Signer's Name: _____

☐ Corporate Officer — Title(s): _____

☐ Partner — ☐ Limited ☐ General

☐ Individual ☐ Attorney in Fact

☐ Trustee ☐ Guardian or Conservator

☐ Other: _____

Signer Is Representing: _____

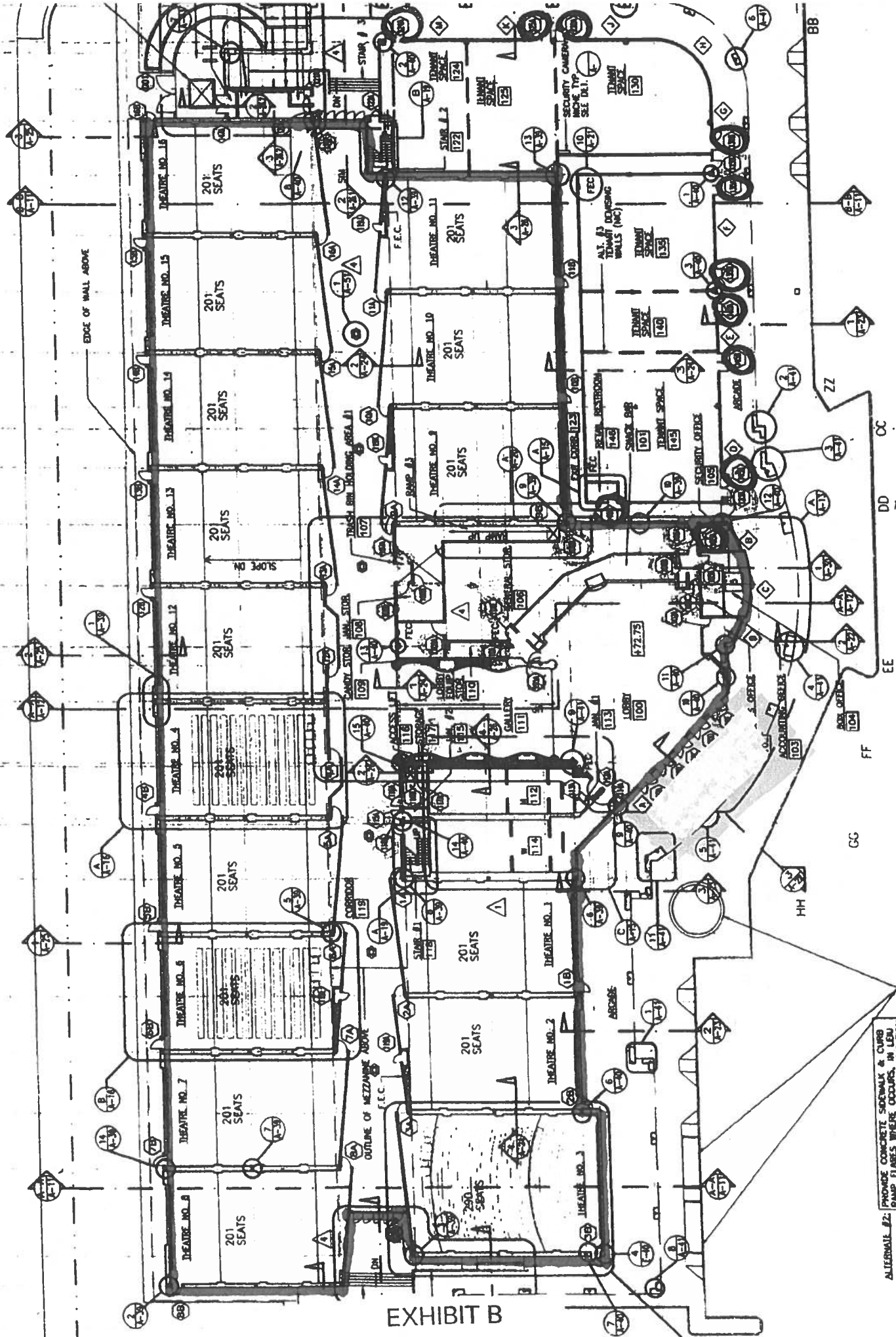


EXHIBIT B

ALTERNATE #2: PROVIDE CONCRETE SIDEWALK & CURB RAMP FLARES WHERE OCCURS, IN LEU OF PLANTER, LANDSCAPING & IRRIGATION

ALTERNATE #3: PROVIDE TENANT DEMISING WALLS: 5/8" TYPE "X" GYP. BD. / 6" MET. STUDS @ 16" O.C. TO UNDERSLIDE

LIQUOR COMMISSION
CITY AND COUNTY OF HONOLULU
 711 KAPIOLANI BOULEVARD, SUITE 600, HONOLULU, HAWAII 96813-5249
 PHONE (808) 768-7300 • EMAIL liq-licensing@honolulu.gov
 INTERNET ADDRESS: www.honolulu.gov/liq

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 C&C OF HONOLULU

SUPPLEMENTAL INFORMATION FOR SPECIAL & CATERING LIQUOR LICENSE APPLICATION

2021 NOV 12 A 9:06

For Special License:

Up to three (3) event days per application. Application(s) must be submitted a minimum of six (6) weeks prior to event.

For Catering License:

For Restaurant and Hotel Licensees only. Application must be submitted a minimum of three (3) weeks prior to event.

Today's Date: 11/10/2021

Licensee Name: Consolidated Entertainment LLC Liquor License #: _____

Licensee Contact Name: Rod Tengan Title: District Manager

Caterer Only: Name of Registered Manager on Duty at Event: _____

Manager on Duty Phone: _____ Manager on Duty Email: _____

Start Date & Time (include set-up time): _____ End Date & Time (include clean-up time): _____

Description of Event: _____

Name of Event Promoter: _____

Event Coordinator Phone: _____ Event Coordinator Email: _____

Reason for applying for the Special or Catering License: _____

Type of license exercised on previous occasions, if any; number of times approved; when, where and whether or not license was exercised without incident. _____

How will liquor be dispensed?

☐ Host ☒ No-Host

Regarding Drinks:

a. Type of drinks to be served (including soft drinks): Soft drinks, beer, wine, cocktails

b. Type of payment (cash or script): Cash, credit

c. Type of serving container (disposable cup, glass, etc.): Disposable cups

d. Who and how many people will be dispensing the liquor? (applicant's employees, other people?): 16

☒ Attach list of names and titles of people dispensing liquor.

Attendance & Admission:

Approximate number of people expected to attend event: 50+ Will anyone under 21 years of age attend? Yes

Check One: ☒ Event Open to Public ☐ By Invitation Only

Will there be an admission charge? Yes If yes, what is the admission ticket price? \$15-\$22

Tickets will be sold ☒ In Advance ☒ At the Door

LIQUOR COMMISSION
C&C OF HONOLULU

2021 NOV 12 A 9:06

Entertainment:

a. Describe type of entertainment (live or recorded): Recorded motion pictures

b. Name of Group performing: _____

c. Number of Performers: _____

☐ Attach list of names, ages and parental approval documents for all performers under 18 years of age.

d. Describe where on the premises the entertainment will take place: _____

e. Hours of entertainment, provide start and end times: _____

Security will be provided by:

a. Name of Agency: Self

b. Number of Security Personnel: _____

c. Other Security Information: _____

For Catering License Only:

Will wholesale liquor be delivered to the catered site? ☐ Yes ☐ No

Who is hiring applicant to cater food and liquor? _____

Name of Outside Promoter (if any): _____

SIGNATURE Licensee (Owner) / Authorized Agent

DATE

Mia D. Obciana

PRINT Licensee (Owner) / Authorized Agent

Attorney

TITLE

Note: If submission by Authorized Agent, please submit a Letter of Authorization or Notification of Authorized Agent (Form# LIQ-LIC-106), signed by the Director.

For HLC Office Use Only

Effective Date/Time

START: _____ a.m. / p.m.

☐ Approved

☐ Denied

☐ Referred

END: _____ a.m. / p.m.

HLC STAFF INITIAL: _____

LCIS ENTRY DATE: _____

Franklin "Don" Pacarro, Jr.
Administrator

Date

ATTACHMENT TO SUPPLEMENTAL INFORMATION

Registered Manager on Duty (2 per day):

Will be updated by applicant prior to
hearing

Persons pouring drinks:

Will be updated by applicant prior to
hearing

RECEIVED
LIQUOR COMMISSION
C&C OF HONOLULU
2021 NOV 12 A 9:07

BENNETT J. CHIN
PARTNER

MIA D. OBCIANA
PARTNER

SABRINA KAWANA
ASSOCIATE

RECEIVED
LIQUOR COMMISSION
C&C OF HONOLULU
2021 NOV 23 AM 7:52

GORDON & REES
SCULLY MANSUKHANI
YOUR 50 STATE PARTNER™

ATTORNEYS AT LAW
500 ALA MOANA BOULEVARD, SUITE 7400
HONOLULU, HI 96813
WWW.GRSM.COM

November 10, 2021

VIA HAND-DELIVERY

Daniel Sato
Licensing Supervisor
Honolulu Liquor Commission
711 Kapiolani Boulevard
Honolulu, Hawaii 96813

Re: Consolidated Entertainment LLC License Application;
New Application and Special License Application Requests

Dear Mr. Sato,

For your consideration is a license application on behalf of Consolidated Entertainment LLC ("Consolidated"). Attached you will find the new license application, special license application, and usual supporting documents. The new and special license applications indicate that Consolidated is applying for a Class 2 Restaurant, Standard category license.

Corporate Structure and Lease

As the Commission is well aware, Consolidated has made multiple changes to its corporate structure. The changes are explained in the attached memorandum from Keith M. Kiuchi, Esq.

Also attached in the memorandum from Mr. Kiuchi is an explanation of the lease changes and amendments for the proposed licensed premises.

Request for Waiver of Administrative Rules

Pursuant to §3-81-17.8 of the Rules of the Liquor Commission of the City and County of Honolulu, State of Hawaii, Consolidated hereby requests the waiver of the following rules for undue hardship and economic burden:

EXHIBIT C2

2021 NOV 23 AM 7:52

1. §3-84-72.2 Premises Lighting; Doors

Consolidated requests a waiver of the requirement for "[t]he interior...of the licensed premises" to be "well and properly lighted."

While the lobby and common areas of the licensed premises will be well lit, the inside of the individual auditoriums will be dark during showings to allow guests to fully enjoy the movies. It would be an undue burden to require lighting inside auditoriums. Waiving this requirement would not unduly burden any adverse party and is consistent with the underlying purpose of Haw. Rev. Stat. Chapter 281. Consolidated plans on implementing sufficient safeguards to ensure that no guests under the age of 21 will be allowed entry into the lower level theatres, thus eliminating the possibility of minors consuming any alcohol. Further, theatre staff will be monitoring each auditorium to ensure guests consuming alcohol are doing so in a safe and lawful manner.

2. §3-84-78.041 Visual Reproductions of Sexual Acts and Simulations

Some appropriately rated films shown at Consolidated may show limited simulations of sexual intercourse or partial nudity.

Consolidated will suffer undue hardship and economic burden if it is not allowed to show any movies that have partial or full nudity, or any limited simulation of sexual acts. No adverse parties will be unduly burdened by this waiver and such waiver is consistent with the underlying purpose of Haw. Rev. Stat. Chapter 281. This rule was implemented to prevent the service of alcohol in strip clubs and during the showing of pornographic films. Consolidated will not be allowing any nude dancing and will not be showing any pornographic films.

3. Special License Waivers

Consolidated also requests to refer to documents on file for its new license application to be used to support its applications for special licenses.

Security Plan

Consolidated's security plan is a variation of the security plan currently in place at its Ward Theatres. While Consolidated will not be implementing all the security measures present at its Ward location, it believes the proposed measures are adequate to prevent underage drinking and ensure a safe environment for all its customers as well as the general public.

Any guest, appearing to be under the age of 30, wishing to purchase beer or wine from the concession will have their identification checked and issued a wristband. Guests will only be permitted to purchase two drinks and the identification will be verified and scanned using WeScan, the state-of-the-art point of sale software currently used at Consolidated's Ward location. Similar to Ward, the software that will be used at the theatre cannot be bypassed to allow a guest to purchase more than two drinks or purchase any drink without valid identification.

November 10, 2021

Page 3

2021 NOV 23 AM 7:52

Theatre monitors will periodically check each auditorium during showings, at least every thirty minutes, to ensure only customers with wristbands are holding the alcoholic beverage cups and to monitor the safety of the guests. Additional staff will also ensure no alcoholic beverage cups leave the licensed premises after showings end.

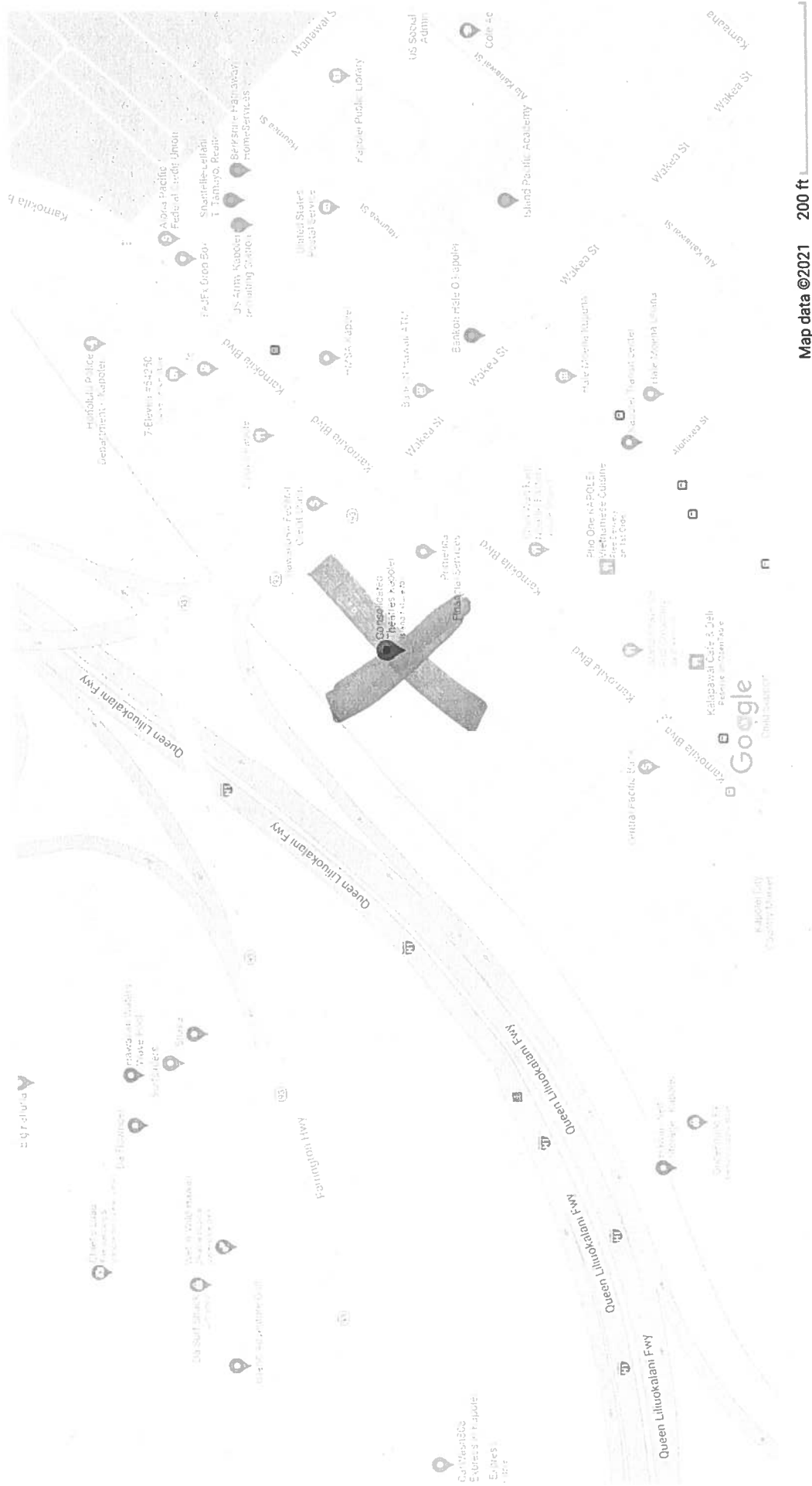
Employees will be required to take and complete TIPS training in addition to the training provided by the Commission. Consolidated will also be requiring employees to be retrained periodically and any employee who inadvertently violates any policy, liquor law or administrative rule will be removed from service immediately and may be subject to termination.

We look forward to the opportunity to address any further questions or concerns you may have at our public hearing.

Sincerely,



Mia D. Obciana



LICENSING INVESTIGATIVE REPORT

DATE: November 17, 2021

SUBJECT: Transfer application No. 21-22981 Leahi Bar And Grill, INC., dba Leahi Bar And Grill, at the current location of La Cucaracha Restaurants, Inc., dba La Cucaracha Mexican Bar & Grill, Restaurant General Category 2 (Dancing / Music), 2446 Koa Ave., FL 2, Honolulu, HI. And for change of trade name to Leahi Bar And Grill
(R0755T)

CORPORATE STRUCTURE:

LEAHI BAR AND GRILL, INC.: was incorporated under the laws of State of Hawaii on November 5, 2020, and is authorized to issue 5,000 shares of common stock, of which 3000 shares have been issued. Its officers and stockholders are:

<u>NAME</u>	<u>TITLE</u>	<u>SHARES</u>	<u>%</u>
HUNTER PARKER	CEO	1950	65%
MICHAEL BOERSEMA	CFO	1050	35%
	Total	3000	100%

See **Exhibits A1 and A2** for biographical background information of Hunter Parker and Michael Boersema.

FINGERPRINTS:

Fingerprinting results for Hunter Parker and Michael Boersema were negative for any felony convictions, clearance date was March 5, 2021, and the results are on file.

FINANCIAL STATEMENT OF LEAHI BAR AND GRILL, INC., AS OF MARCH 29, 2021:

Financial Statement of the applicant dated March 29, 2021, was Submitted to the Commission on April 7, 2021, and certified by the applicant by the applicant to be substantially correct.

TEMPORARY APPLICATION FILED:

The applicant filed a temporary application 21-22980 on March 29, 2021.

COMMERCIAL REAL PROPERTY PURCHASE AND SALE AGREEMENT (PSA):

According to the PSA, submitted to the commission on, March 29, 2021, between La Cucaracha Restaurants, Inc., (Seller) and Hunter Parker, Michael Boersema, (Buyer), the purchasing price shall be \$60,000. **“This transaction is for the assignment of lease and FF&E only located at the physical address of 2446 Koa Ave., 2nd floor, Honolulu...”**

LICENSE IN EFFECT FOR MORE THAN ONE YEAR:

The Restaurant General license has been in effect since November 01, 2005.

DESCRIPTION OF THE PROPOSED LICENSED PREMISES:

Location: The proposed premises is located at 2446 Koa Ave., 2nd FL. Honolulu

- Irregular in shape (2,262Sq.Ft.)
- Outdoor Dining Area
- Indoor Dining / Bar Area
- Kitchen
- Offsite Bathrooms
- No Dancing; No Designated Dance Floor

- See **Exhibit B** for floor plans.

Parking: Street parking and various paid lots are available within the area.

REASON FOR TRANSFER:

Transferor experienced financial difficulties due to COVID and decided to sell its business to the Applicant.

OTHER MATTERS PERTAINING TO THE APPLICATION WHICH MAY AFFECT ISSUANCE OF THE LICENSE:

Kind of business: Applicant will continue to operate the business as a restaurant and bar. The concept, however, is changed from Mexican cuisine to a **bar and grill**.

Hours of operations:

Monday – Thursday	4:00 PM – 12:00 PM
	4:00 PM – 12:00 PM
Friday - Saturday - Sunday	11:00 PM – 12:00 AM

There will be approximately 25 employees and 4 Managers, including Owner/Managers.

Lease: Valid lease is in effect from February 15, 2021, to February 14, 2026, Gulsons LLC, is the Landlord.

Gross Liquor Sales:

Gross liquor sales reports for F.Y. 2019 - 2020 must be submitted.

LIQUOR LICENSE INTERESTS:

DRW, INC. dba TREETOPS AT PARADISE PARK RESTAURANT
(E0703); 3737 MANOA RD., HONOLULU
MICHAEL BOERSEMA - DIRECTOR 1/15/2016 – 2/11/2016;
STOCKHOLDER (50%) 2/11/2016 – 7/28/2016

HISTORY OF VIOLATIONS OF OTHER LIQUOR LICENSE INTERESTS
DURING THE PERIOD OWNER OR OPERATED BY THE PRINCIPALS:

DRW, INC. dba TREETOPS AT PARADISE PARK RESTAURANT
(E0703); 3737 MANOA RD., HONOLULU; No violations found.

PENDING VIOLATIONS:

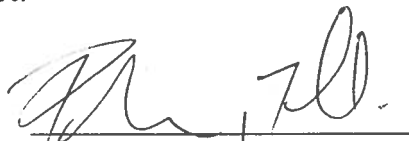
None.

ZONING CLEARANCE:


The applicant has submitted a valid Zoning Clearance issued by the City and County of Honolulu Department of Planning and Permitting dated April 5, 2021. Use is permitted.

OPINION:

Statutory requirements have been met.


Thanh Phung,
Licensing Investigator

Reviewed by:

 11/18/2021
Daniel Sato,
Supervising Investigator *ah*

PERSONAL HISTORY AND AFFIDAVIT

Rule 3-83-53.1

NAME Parker, Hunter SOCIAL SECURITY NO. _____
Last, First Middle Maiden
HOME ADDRESS _____ APT. NO. _____ TELEPHONE NOS.: _____
CITY _____ STATE _____ ZIP CODE _____ BUS. () _____
PLACE OF BIRTH _____ DATE OF BIRTH _____ AGE _____ MARITAL STATUS _____
(City, State) (MM / DD / YYYY)
NO. OF YEARS COMPLETED IN HIGH SCHOOL 4 YEAR COMPLETED 2000 NAME OF SCHOOL Mid Pacific Institute, Honolulu
(include City and State)
NO. OF YEARS COMPLETED IN COLLEGE 4 YEAR COMPLETED 2004 NAME OF COLLEGE Texas Christian University, Fort Worth
(include City and State)
OTHER EDUCATION _____

CITIZENSHIP* U.S. Citizen DATE ARRIVED IN HAWAII (if applicable) _____
*(If not a U.S. citizen, indicate type of Visa, or Resident Alien Card No., or Immigration Department No.)

EMPLOYMENT RECORD (from the time school was completed to present):

FROM MONTH/YEAR	TO MONTH/YEAR	POSITION	EMPLOYER	LOCATION
2018	Present	GM	Parker Inc.	Kailua
2017	2018	AGM.	Doraku	Honolulu
2016.	2017.	AGM.	WDI.	Honolulu
2015.	2016.	GM.	Poppins Day Care.	Honolulu
2014.	2015.	AGM.	Magnolia Bakery.	Honolulu
2013	2014	Manager	Parker Inc.	Kailua
2007	2012	English Teacher	Joytalk Inc.	Tochigi, Japan
2004	2007	Restaurant Worker	Parker Inc.	Kailua

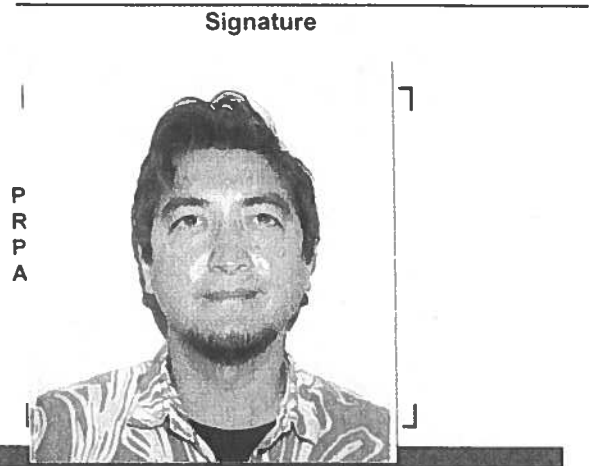
(If additional space is needed, please use reverse side)

List your experience in the liquor industry: My parents opened a restaurant when I was 3 and I've been involved in the restaurant industry since I was a teenager and started helping out at the restaurant. I have worked in F&B for practically my entire adult life.

Will you devote time to manage the subject business? ☒ Yes ☐ No
If answer is "YES", will it be ☒ Full time, or ☐ Part-time?

I, Hunter Parker, of _____
(Full Street Address, City, State, Zip)

being first duly sworn, deposes, and says, that the above information is true and correct and that I ☒ have ☒ have not) been convicted of any felony charge.

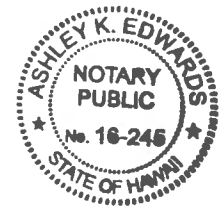
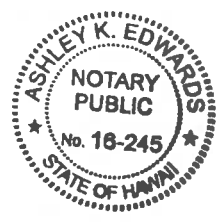


FOR NOTARY USE ONLY

STATE OF HAWAII
City and County of Honolulu } SS.

On this 19th day of March, in the year of 2021, personally appeared Hunter Parker who proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to within the foregoing instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the aforementioned instrument the person, or the entity upon behalf of which the person(s) acted, executed the aforementioned instrument in free act and deed

<p>Signature of applicant(s) before Notary</p> <p>Subscribed and sworn to before me this:</p> <p><u>19th</u> day of <u>March</u>, 20<u>21</u></p> <p>Signature of Notary</p> <p>Print Name <u>Ashley K. Edwards</u></p> <p>Notary Public State of Hawaii</p> <p>My commission expires <u>7/10/24</u></p> <p>(Place Notary Stamp or Seal here)</p>	<p>NOTARY CERTIFICATION</p> <p>Date of Doc: <u>undated</u> # of Pages <u>2</u></p> <p>Notary Name _____ Circuit _____</p> <p>Doc. Description: <u>Personal History + Affidavit</u></p> <p>(Notary Signature) _____ Date <u>3/19/21</u></p> <p>(Place Notary Stamp or Seal here)</p>
---	---



April 6, 2021

Liquor Commission
City and County of Honolulu
711 Kapiolani Boulevard, Suite 600
Honolulu, Hawaii 96813-5249

RECEIVED
LIQUOR COMMISSION
CITY AND COUNTY OF HONOLULU
2021 APR -7 11 2:49

Dear Liquor Commission:

In connection with the Transfer Liquor License Application submitted by Leahi Bar and Grill, Inc. (Application No. 21-22981), I submitted a Personal History Affidavit using Form LIQ-LIC-129. It has come to my attention that I mistakenly checked the box on the signature page indicating that I have been convicted of a felony.

I write to report to the Liquor Commission that the box indicating that I committed a felony was inadvertently checked, and that **I have not been convicted of any felony**. I request this be corrected for the record.

Very best regards,

Hunter Parker

EXHIBIT A₁

711 KAPIOLANI BOULEVARD, SUITE 600, HONOLULU, HAWAII 96813-5249
PHONE (808) 768-7300 • FAX (808) 768-7311
INTERNET ADDRESS: www.honolulu.gov/liq

3-5249 RECEIVED
LIQUOR COMMISSION
C&C OF HONOLULU

91-107-7 P 249

[illegible]

(If additional space is needed, please use reverse side)

NOTARY INITIAL: _____

List your experience in the liquor industry: My parents opened Zanzabar Night Club when I was 23 and I have been involved in the F&B industry since then through management as well as bartending/serving.

RECEIVED
LIQUOR COMMISSION
STATE OF HAWAII
2021 MAR -7 P 2:49

Will you devote time to manage the subject business? ☒ Yes ☐ No

If answer is "YES", will it be ☒ Full time, or ☐ Part-time?

I, Michael Boersema, of _____

(Full Street Address, City, State, Zip)

being first duly sworn, deposes, and says, that the above information is true and correct and that I ☒ have ☒ have not) been convicted of any felony charge.

Signature

PA
RE
PH
AFI



FOR NOTARY USE ONLY

STATE OF HAWAII
City and County of Honolulu

SS.

On this 19th day of March, in the year of 2021, personally appeared Michael Boersema who proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to within the foregoing instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the aforementioned instrument the person, or the entity upon behalf of which the person(s) acted, executed the aforementioned instrument in free act and deed

Signature of applicant(s) before notary

Subscribed and sworn to before me this:

19th day of March, 2021

Signature of Notary

Print Name Ashley K. Edwards
Notary Public, State of Hawaii

My commission expires 7/10/24

(Place Notary Stamp or Seal here)

NOTARY CERTIFICATION

Date of Doc undated

of Pages 2

Notary Nan

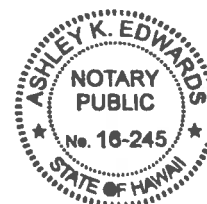
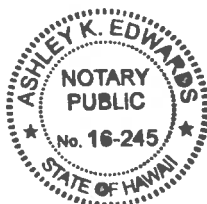
1st Circuit

Doc Description Personal History + Affidavit

Signature

3/19/21
Date

(Place Notary Stamp or Seal here)



April 6, 2021

RECEIVED
LIQUOR COMMISSION
C.R.C. OF HONOLULU

Liquor Commission
City and County of Honolulu
711 Kapiolani Boulevard, Suite 600
Honolulu, Hawaii 96813-5249

2021 04 - 7 10 45

Dear Liquor Commission:

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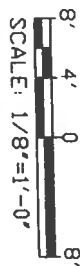
I write to report to the Liquor Commission that the box indicating that I committed a felony was inadvertently checked, and that I have not been convicted of any felony. I request this be corrected for the record.

Very best regards,

Michael Boersema

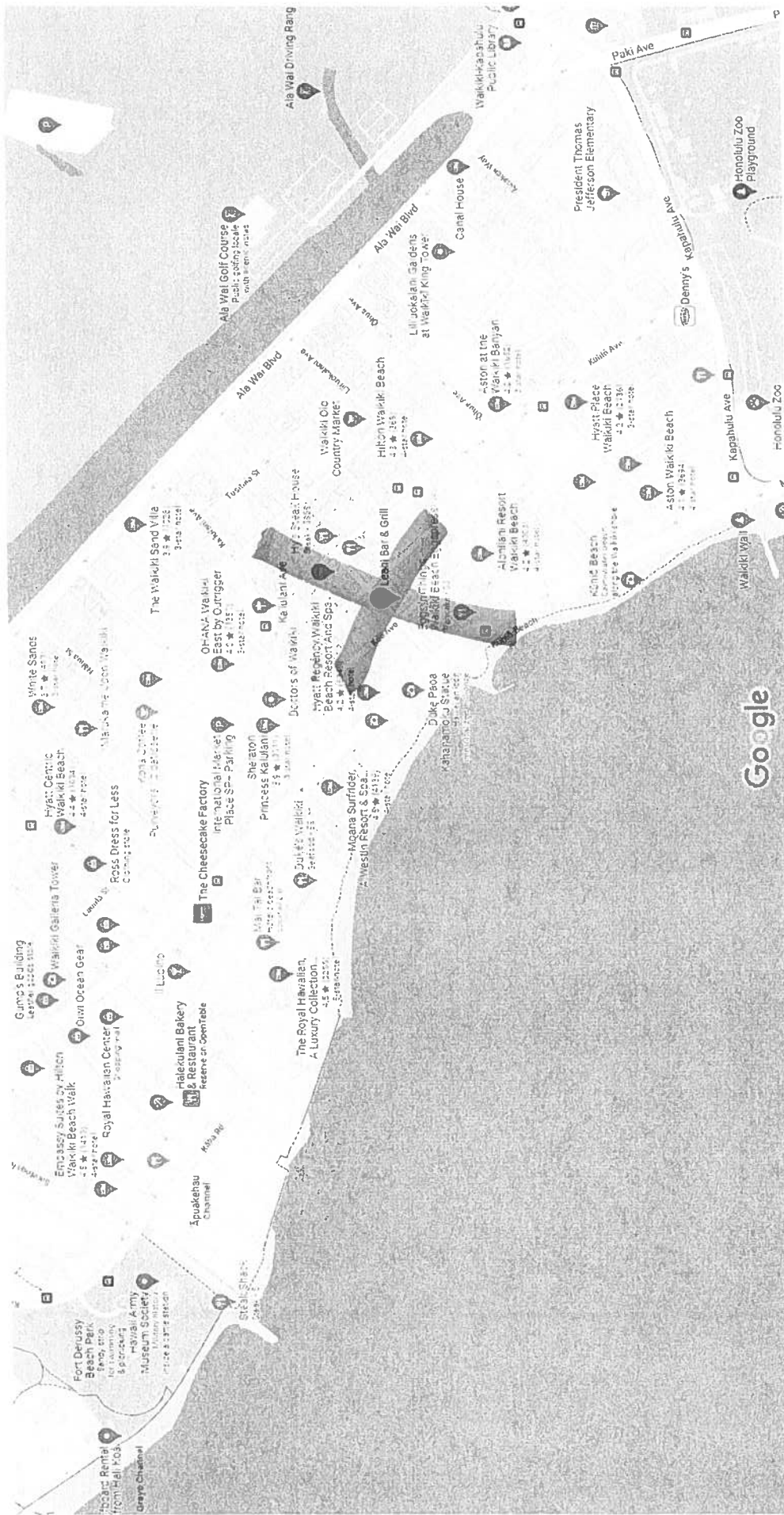
EXHIBIT A2

2021 OCT 21 P 12:18



A
FLOOR PLAN
SCALE: 1/8" = 1'-0"
SK-1

Date Order # Order Bk. Order No. 1 of 1 SK-1 Shipped	Leahi Bar and Grill 2446 Koa Avenue, Fl. 2 HONOLULU, HI 96815 TMK: 2-6-023: 019
---	--



LICENSING INVESTIGATIVE REPORT

Date: November 19, 2021

Subject: Transfer Application No. 22-23540 from BYN LLC dba Le Bev for the transfer of Retail General License, at the current location of Ronald U. Kim dba Posh Enterprise at 320 Ward Ave. Suite 115 Honolulu, HI 96814, and for the change of trade name to "Le Bev" (D1103)

COMPANY STRUCTURE:

BYN, LLC: was organized under the laws of the State of Hawaii on May 25, 2021. This is a Member-Managed Limited Liability Company. The Members are:

	<u>Title</u>	<u>Ownership</u>
Lyna Nguyen	Member	50%
Beverly Nguyen	Member	50%
		100%

Refer to **Exhibit A1-A2**, Personal History Affidavits

FINGERPRINTS:

Lyna and Beverly Nguyen were fingerprinted on November 3, 2021. HCJDC/ FBI, and CJIS computer checks show negative felony convictions.

FINANCIAL STATEMENT FOR BYN, LLC, AS OF JUNE 30, 2021:

Applicant submitted a Financial Statement dated July 12, 2021 and received by the Commission July 13, 2021, and was certified by the applicant to be substantially covered.

TEMPORARY APPLICATION FILED:

Applicant filed Temporary License Application 22-23541, dated July 13, 2021, and was approved July 29, 2021.

TRADE NAME:

The applicant has filed with the state of Hawaii Department of Commerce and Consumer Affairs, Form T-1, Application for Registration of Trade Name. The Name "Le Bev" is registered to the applicant from May 28, 2021 to May 27, 2026.

CONSIDERATION:

Ronald Un Bar Kim, "Seller" and Lyna Nguyen and Beverly Yen Nhi Nguyen "Collectively the Buyer" entered into "Commercial Real Property Purchase and Sale Agreement" dated March 30, 2021, for the consideration of \$50,000.00 USD.

Closing date shall be no later than five (5) days after fully executed Lease and Liquor License transfer.

LICENSE IN EFFECT FOR MORE THAN ONE YEAR:

Ronald U. Kim dba Posh Enterprise (D1103) Retail General, is currently licensed from February 1, 2008 until June 30, 2022.

DESCRIPTION OF THE PREMISES:

Location: The licensed premises is located 320 Ward Ave. Suite 115 Honolulu, HI 96814.

Details of Premises: The premises is rectangular in shape, with a total area of approximately 31 ft x 24 ft.

See **Exhibit B**, Floor plan.

BACKGROUND:

November 1, 2007, Ronald Kim filed for Retail General Liquor License application at 1778 Ala Moana Blvd Space No. LL06A Honolulu, HI 96815 Discovery Bay)

BACKGROUND Continued:

October 10, 2011, Wayne Luke, on behalf of Ronald Kim requested a change in address from Space LL06A to Space LL11.

November 10, 2011, Commission approved change in address.

December 12, 2011, change in address to Space LL11 became effective.

March 25, 2015, submitted request for a change of address from 1778 Ala Moana Blvd. Space LL11 to 320 Ward Ave. Suite 115.

May 7, 2015, Commission approved change in address.

REASON FOR TRANSFER:

According to the Neal Gota, Authorized Agent, the applicant will be taking over the business and needs the liquor license transferred.

OTHER RELEVANT MATTERS THAT MAY AFFECT THE ISSUANCE OF THE LICENSE:

Kind of business:

- Retail store
- Hours of operation: Daily 11am to 9pm
- Applicant will have 4 employees with 1 manager

Lease: Victoria Ward, Limited (Licensor) and BYN, LLC (Licensee) entered into a Specialty Retailing Program Temporary Revocable License.

Term: License will commence July 1, 2021 and end June 30, 2022.

Permitted use: ...operating a specialty retail; liquor and package store selling beer, wine, packaged liquor...

LIQUOR LICENSE INTEREST:

Club Crysta'l (E1252) Status: Not Renewed
From October 20, 2005 till June 25, 2008
1362-A Kapiolani Blvd. Honolulu, HI 96814
Dispenser/ General/ Hostess, Dancing
Lyna Nguyen (President/ Vice President/ Treasurer/ Secretary/ Director)

Club Thai Angel (E1158) Status: Not Renewed
From March 3, 2011 till August 2, 2012
1429 Makaloa St. Honolulu, HI 96814
Dispenser/ General/ Hostess, Dancing
Lyna Nguyen (President/ Director)

Kickin Cajun Restaurant (R0893) Status: Refunded
From November 27, 2012 till March 20, 2014
1518 Makaloa St. Honolulu, HI 96814
Restaurant/ General/ Standard
Lyna Nguyen (President/ Treasurer/ Director)

Xclusive Restaurant & Lounge (E1204) Status: Active
From May 29, 2014 till July 9, 2015
818 Sheridan St Honolulu, HI 96814
Dispenser/ General/ Hostess, Dancing
Lyna Nguyen (President/ Secretary/ Director)

Arena 808 Sports Lounge (R1079) Status: Active
From August 4, 2014 till Present
1020 Keeaumoku St. Honolulu, HI 96814
Restaurant/ General/ Dancing
Lyna Nguyen (Member)

HISTORY OF VIOLATIONS FOR OTHER LIQUOR LICENSED INTEREST DURING THE PERIOD OWNED OR OPERATED BY THE PRINCIPALS:

CSKO Inc. dba Club Crysta'l (E1252/ Not Renewed)

- LCV 2005-0528, date of violation 12/13/2005 regarding the following:
 - o NOV# 18481, for the violation of HLC Rule 3-82-38.4(a); Inadequate time records
 - o NOV# 18480, for the violation of HLC Rule 3-84-72.2; Premises lighting, doors.

HISTORY OF VIOLATIONS FOR OTHER LIQUOR LICENSED INTEREST
DURING THE PERIOD OWNED OR OPERATED BY THE PRINCIPALS Continued:

CSKO Inc. dba Club Crysta'l (E1252/ Not Renewed) Continued

- LCV 2005-0528 Continued, date of violation 12/13/2005 regarding the following:
 - o NOV# 18477, for the violation of HLC Rule 3-82-38.5(a); Non-registration of employees
 - o NOV# 18476, for the violation of HLC Rule 3-84-78.04(a); To perform sexual acts on licensed premises
 - Disposition: Fined/ Case Closed
- LCV 2006-0083, date of violation 02/14/2006 regarding the following:
 - o NOV# 18579, for the violation of HLC Rule 3-84-78.04(a); To perform sexual acts on licensed premises
 - o NOV# 18578, for the violation of HLC Rule 3-84-78.042; Fondling
 - o NOV# 18577, for the violation of HLC Rule 3-84-78.01(c); Employee soliciting food or beverage
 - Disposition: Fined/ Case Closed
- LCV 2006-0060, date of violation 02/14/2006 regarding the following:
 - o NOV# 18396, for the violation of HLC Rule 3-82-38.5(e); Failure of employee to have registration card available while on duty *Dismissed*
 - o NOV# 18394, for the violation of HLC Rule 3-82-38.4(a); No/ Inadequate time records
 - o NOV# 18393, for the violation of HLC Rule 3-82-38.4(b); Inadequate time records (Sign in/ Sign out)
 - o NOV# 17630, for the violation of HLC Rule 3-82-38.5(a); Non-registration of employees
 - Disposition: Fined/ Case Closed
- LCV 2006-0190, date of violation 07/27/2006
 - o NOV# 18907, for the violation of HLC Rule 3-82-38.5(a); Non-registration of employees
 - Disposition: Fined/ Case Closed

HISTORY OF VIOLATIONS FOR OTHER LIQUOR LICENSED INTEREST
DURING THE PERIOD OWNED OR OPERATED BY THE PRINCIPALS Continued:

CSKO Inc. dba Club Crysta'l (E1252/ Not Renewed) Continued

- LCV 2007-0072, date of violation 03/16/2007 regarding the following:
 - o NOV# 19453, for the violation of HLC Rule 3-82-38.4(b); Inadequate time records (Sign in/ Sign out)
 - o NOV# 19452, for the violation of HLC Rule 3-82-38.4(b); Inadequate time records (Sign in/ Sign out)
 - o NOV# 19451, for the violation of HLC Rule 3-82-38.4(b); Inadequate time records (Sign in/ Sing out)
 - o NOV# 19358, for the violation of HLC Rule 3-84-78.042, Fondling
 - o NOV# 19357, for the violation of HLC Rule 3-84-78.042, Fondling
 - o NOV# 19356, for the violation of HLC Rule 3-84-78.042, Fondling
 - o NOV# 19096, for the violation of HLC Rule 3-84-79.1, Obstructing Commission Operations
 - o NOV# 19095, for the violation of HLC Rule 3-82-38.5(a); Non-registration of employees
 - o NOV# 19093, for the violation of HLC Rule 3-84-78.01(b), Employee drinking on duty
 - o NOV# 19092, for the violation of HLC Rule 3-84-78.01(b), Employee drinking on duty
 - o NOV# 19091, for the violation of HLC Rule 3-84-78.01(b), Employee drinking on duty
 - Disposition: Fined/ Case Closed

Financial Partners Ltd. dba Club Thai Angel (E1158/ Not Renewed)

- LCV 2011-0235, date of violation 08/06/2011
 - o NOV# 21733, for the violation of HLC Rule 3-82-38.5(a); Non-registration of employees
 - Disposition: Fined/ Case Closed

**HISTORY OF VIOLATIONS FOR OTHER LIQUOR LICENSED INTEREST
DURING THE PERIOD OWNED OR OPERATED BY THE PRINCIPALS Continued:**

LTN LLC dba Arena 808 Sports Lounge (R1079/ Active)

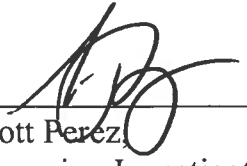
- LCV 2017-0311, date of violation 08/05/2016
 - o NOV# 2017-0311, for the violation of HRS §281-41(e); Change of member/ partner without approval
 - Disposition: Fined/ Case Closed
- LCV 2016-0371, date of violation 10/10/2016
 - o NOV# 24734, for the violation of HLC Rule 3-82-38.9(a); No manager on duty
 - Pending adjudication hearing
- LCV 2020-0202, date of violation 09/05/2020
 - o NOV# 27956, for the violation of HRS §281-38; Condition of license
 - Pending adjudication hearing
- LCV 2021-0007, date of violation 12/22/2020 regarding the following:
 - o NOV# 27987, for the violation of HRS §281-38; Condition of license
 - o NOV# 27986, for the violation of HLC Rule 3-82-38.4(b); Inadequate time records (Sign in/ Sign out)
 - Disposition: Fined/ Case Closed
- LCV 2021-0201, date of violation 05/05/2021
 - o NOV# 28357, for the violation of HRS §281-38; Condition of license
 - Pending adjudication hearing

ZONING CLEARANCE:

A valid Department of Planning and Permitting zoning clearance must be submitted prior to issuance of liquor license.


OPINION:

The applicant has met the minimum requirements relative to making and filing of this application



Scott Perez,
Licensing Investigator

Reviewed By:



Daniel Sato,
Supervising Investigator

4/12/2021
wh

LIQUOR COMMISSION
CITY AND COUNTY OF HONOLULU
 711 KAPIOLANI BOULEVARD, SUITE 600, HONOLULU, HAWAII 96813-5249
 PHONE (808) 768-7300 • EMAIL HLC@honolulu.gov
 INTERNET ADDRESS: www.honolulu.gov/liq

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 LIQUOR COMMISSION
 C & C OF HONOLULU

2021 JUL 13 P 4:17

PERSONAL HISTORY AND AFFIDAVIT

Rule 3-83-53.1

NAME NGUYEN LYNA THI N/A SOCIAL SECURITY NO. _____
 (Last, First Middle Maiden)

RESIDENTIAL ADDRESS _____ APT. NO. _____

CITY _____ STATE HI ZIP CODE _____

BUS. PH ' _____ MOBILE PH () _____ EMAIL _____

PLACE OF BIRTH _____ DATE OF BIRTH _____ AGE _____ MARITAL STATUS _____
 (City, State) (MM / DD / YYYY)

NO. OF YEARS COMPLETED IN HIGH SCHOOL N/A YEAR COMPLETED 2015 (GED)

NAME OF HIGH SCHOOL State of Hawaii (GED)
 (include City and State)

NO. OF YEARS COMPLETED IN COLLEGE N/A YEAR COMPLETED N/A

NAME OF COLLEGE N/A
 (include City and State)

OTHER EDUCATION / YEAR(S) ATTENDED N/A

CITIZENSHIP* USA DATE ARRIVED IN HAWAII (if applicable) _____
 *If not a U.S. citizen, indicate type of Visa, or Resident Alien Card No., or Immigration Department No.

EMPLOYMENT RECORD (from the time school was completed to present; also indicate any periods of unemployment):

FROM MONTH/YEAR	TO MONTH/YEAR	POSITION	EMPLOYER	LOCATION
7/2016	Present	Owner	Arena 808 Sports Lounge	Honolulu, HI
11/2014	7/2016	Owner	Crab Bucket Restaurant	Honolulu, HI
11/2014	6/2016	Owner	Xclusive Lounge	Honolulu, HI
11/2012	11/2014	Owner	Kickin Kajun Restaurant	Honolulu, HI
11/2013	11/2014	Owner	LZ Lounge	Honolulu, HI
8/2012	10/2013	Unemployed		
11/2010	7/2012	Owner	Club Diamond	Honolulu, HI
8/2009	10/2010	Unemployed		
10/2006	7/2009	Owner	Club Asia (Kapiolani Blvd.)	Honolulu, HI
6/2006	10/2006	Owner	Club Asia (Sheridan St.)	Honolulu, HI

(If additional space is needed, please attach a separate sheet)

NOTARY INITIAL: _____

List your experience in the liquor industry: Involved in Restaurant and bar industry for over 20+ years as an business owner of various restaurants and bars.

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C&C OF HONOLULU

2021 JUL 13 P 4:17

Will you devote time to manage the subject business? ☒ YES ☐ NO

If answer is "YES", will it be ☒ FULL TIME, or ☐ PART-TIME?

I, LYNA THI NGUYEN

(Print Applicant's Full Name)

, of _____
(Residential Address, City, State, Zip Code)

being first duly sworn, deposes, and says, that the above information is true and correct and that I
(☐ have or ☒ have not) been convicted of any felony charge.

Signature



FOR NOTARY USE ONLY

STATE OF HAWAII
City and County of Honolulu

SS.

On this 12th day of July, in the year of 2021, personally appeared

who proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to within the foregoing instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the aforementioned instrument the person, or the entity upon behalf of which the person(s) acted, executed the aforementioned instrument in free act and deed.

Signature of applicant(s) before Notary

Subscribed and sworn to before me this:

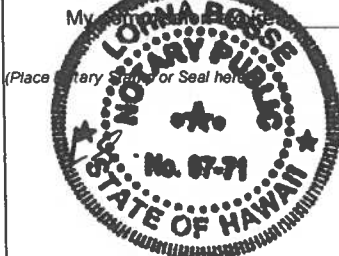
12th day of July, 2021

Signature of Notary

LORNA BOSSE

Print Name
Notary Public, State of Hawaii

FEB. 27, 2025



NOTARY CERTIFICATION

Date of Doc: July 12, 2021 # of Pages: 2

Notary Name: LORNA BOSSE First Circuit

Doc. Description: Liquor Commission - City and County of Honolulu - Personal History and Affidavit

Notary Signature



**LIQUOR COMMISSION
CITY AND COUNTY OF HONOLULU**

711 KAPIOLANI BOULEVARD, SUITE 600, HONOLULU, HAWAII 96813-5249
PHONE (808) 768-7300 • EMAIL HLC@honolulu.gov
INTERNET ADDRESS: www.honolulu.gov/liq

RECEIVED
LIQUOR COMMISSION
CITY AND COUNTY OF HONOLULU

2021 JUL 13 P 4:17

PERSONAL HISTORY AND AFFIDAVIT

Rule 3-83-53.1

NAME NGUYEN BEVERLY YEN NHI N/A SOCIAL SECURITY NO. _____
(Last, First Middle Maiden)

RESIDENTIAL ADDRESS _____ APT. NO. _____

CITY _____ STATE _____ ZIP CODE _____

BUS. PH. _____ MOBILE PH. (____) _____ EMAIL _____

PLACE OF BIRTH _____ DATE OF BIRTH _____ AGE _____ MARITAL STATUS _____
(City, State) (MM / DD / YYYY)

NO. OF YEARS COMPLETED IN HIGH SCHOOL 4 YEAR COMPLETED 2011

NAME OF HIGH SCHOOL McKINLEY HIGH SCHOOL
(include City and State)

NO. OF YEARS COMPLETED IN COLLEGE 2 YEAR COMPLETED 2013

NAME OF COLLEGE KAPIOLANI COMMUNITY COLLEGE
(include City and State)

OTHER EDUCATION / YEAR(S) ATTENDED N/A

CITIZENSHIP USA DATE ARRIVED IN HAWAII (if applicable) _____
*If not a U.S. citizen, indicate type of Visa, or Resident Alien Card No., or Immigration Department No.

EMPLOYMENT RECORD (from the time school was completed to present; also indicate any periods of unemployment):

FROM MONTH/YEAR	TO MONTH/YEAR	POSITION	EMPLOYER	LOCATION
2016	PRESENT	SERVER	ARENA 808 SPORTS LOUNGE	HONOLULU, HI
2016	2017	SERVER	GINZA SUSHI	HONOLULU, HI
2013	2016	HOST	CRAB BUCKET	HONOLULU, HI
2013	2014	SALES ASSOCIATE	LA PALME D'OR	HONOLULU, HI
2012	2013	SALES ASSOCIATE	MACY'S ALA MOANA	HONOLULU, HI
2011	2013	SERVER	KICKIN' KAJUN	HONOLULU, HI

(If additional space is needed, please attach a separate sheet)

NOTARY INITIAL: _____

List your experience in the liquor industry: Worked in restaurants and bars that serve liquor and also has a

Honolulu Liquor Commission manager (blue) liquor card.

RECEIVED
LIQUOR COMMISSION
C&C OF HONOLULU

2021 JUL 13 P 4:17

Will you devote time to manage the subject business? ☒ YES ☐ NO

If answer is "YES", will it be ☐ FULL TIME, or ☒ PART-TIME?

I, BEVERLY YEN NHI NGUYEN

(Print Applicant's Full Name)

, of

(Residential Address, City, State, Zip Code)

being first duly sworn, deposes, and says, that the above information is true and correct and that I

(☐ have or ☒ have not) been convicted of any felony charge.

Signature



FOR NOTARY USE ONLY

STATE OF HAWAII
City and County of Honolulu

SS.

On this 12th day of July, in the year of 2021, personally appeared

who proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to within the foregoing instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the aforementioned instrument the person, or the entity upon behalf of which the person(s) acted, executed the aforementioned instrument in free act and deed.

Signature of applicant(s) before Notary

Subscribed and sworn to before me this:

12th day of July, 2021

Signature of Notary

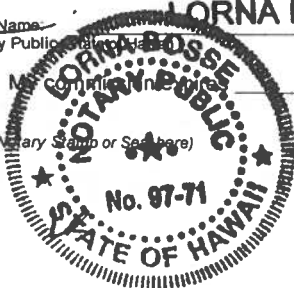
LORNA BOSSE

Print Name

Notary Public in and for the State of Hawaii

FEB. 27, 2025

(Place Notary Stamp or Seal here)



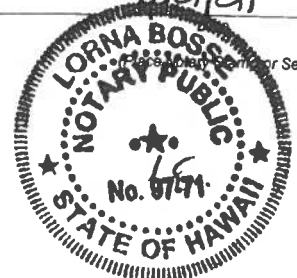
NOTARY CERTIFICATION

Date of Doc: July 12, 2021 # of Pages: 2

Notary Name: LORNA BOSSE First Circuit

Doc. Description: Liquor Commission - City and County of Honolulu Personal History and Affidavit

Notary Signature



2021 JUL 13 P 4:17

APR. 25, 1944

**RONALD U. KIM
DBA: POSH ENTERPRISE
Ward Court
320 Ward Avenue, Ste. 115
Honolulu, HI. 96814
TMK: 21052020
Scale: 1/4" = 1' - 0"
Retail General**

$$\frac{\text{FNA} + \text{FAR}}{\text{NAAR}}$$

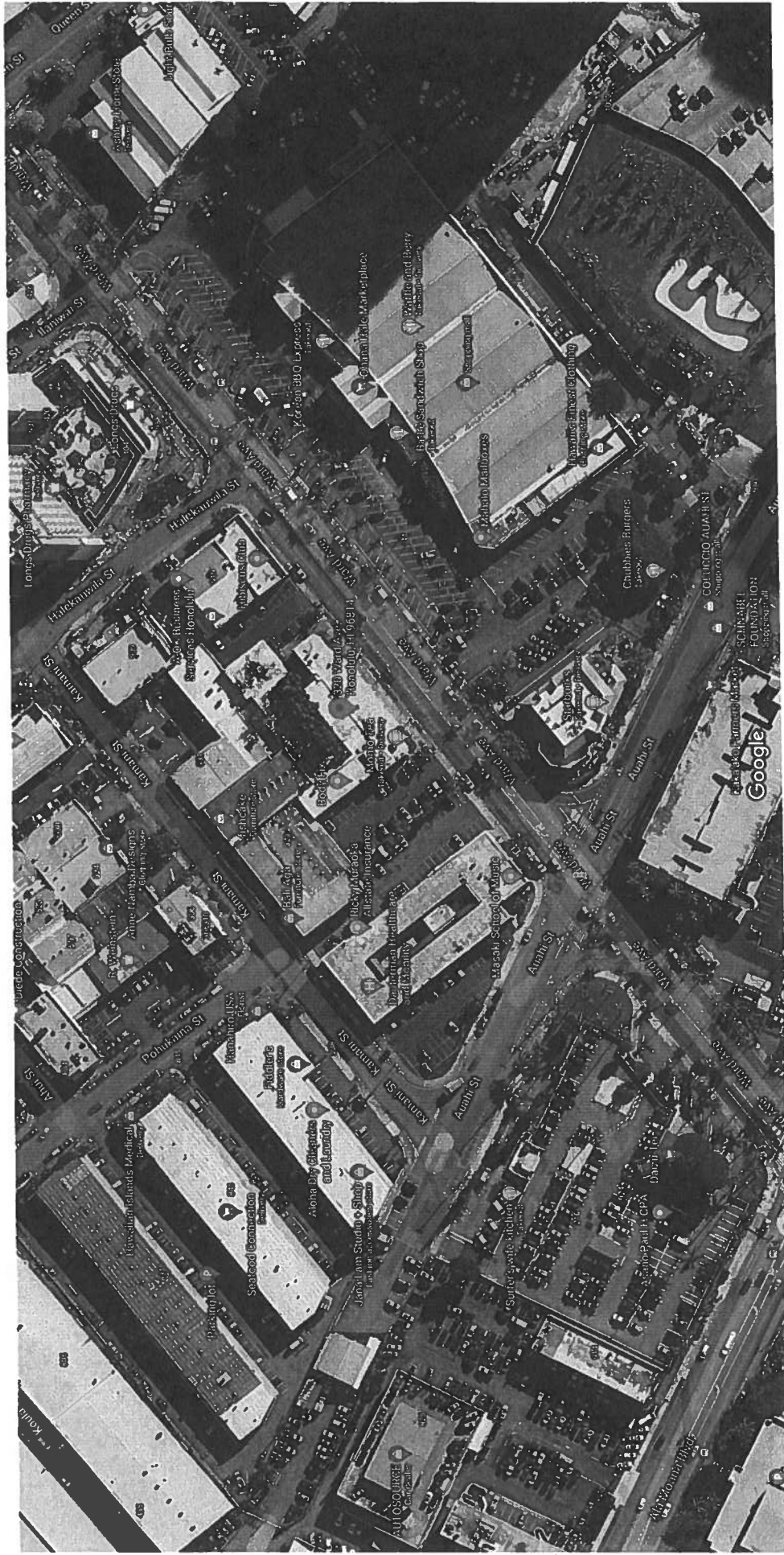
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مجلس - ۵ -

CAS 15-2-2021

01262-1

EXHIBIT B



LICENSING INVESTIGATIVE REPORT

DATE: November 22, 2021

SUBJECT: New Application No. 19-15327 from Consolidated Entertainment, LLC, dba Consolidated Entertainment, LLC, Restaurant General Category 1 Standard license, at 98-1005 Moanalua Road, Ste. 600, Aiea, HI

LIMITED LIABILITY COMPANY STRUCTURE:

CONSOLIDATED ENTERTAINMENT, LLC: was formed under the laws of the State of Nevada, on September 28, 2007, under the name of Consolidated Amusement Theaters, Inc. (originally).

Consolidated Amusement Theaters, Inc., changed its name to Consolidated Entertainment, Inc., on February 27, 2008.

Consolidated Entertainment, Inc., converted to a manager-managed limited liability company, under its current name of "Consolidated Entertainment, LLC", on October 30, 2012, and registered to conduct business in the State of Hawaii as a limited liability company on March 7, 2013.

Consolidated Entertainment, LLC #E0680742007-1 converted in Nevada to Consolidated Entertainment, Inc., identified under Nevada Secretary of State Business Records as the same #E0680742007-1 (resulting entity).

As a result of this conversion the current licensee, Consolidated Entertainment, LLC, (#E0680742007-1) no longer exist in the State of Nevada, according document submitted to the Department of Commerce and Consumer Affairs State of Hawaii.

On September 14, 2020, Consolidated Entertainment, Inc. #E0680742007-1, converted back to Consolidated Entertainment, LLC, identified under Nevada Secretary of State Business Record as #E9075212020-2, formation date of September 14, 2020. Its manager(s) and member(s) are:

<u>NAME</u>	<u>TITLE</u>	<u>INTEREST</u>
COTTER, ELLEN M.	MANAGER	0%
COTTER, ANN MARGARET	MANAGER	0%

FINANCIAL STATEMENT FOR CONSOLIDATED ENTERTAINMENT, LLC:
AS OF JANUARY 2018:

Financial Statement of the applicant dated March 30, 2018, was submitted to the Commission on October 12, 2018, and certified by the applicant to be substantially correct.

COST AND FINANCING:

According to the applicant approximately \$500,000 was spent on construction, furniture, and equipment. Self-financed.

DESCRIPTION OF THE PREMISES:

Location: The proposed premises is an irregularly shaped premises, located in the Pearlridge Shopping Center Downtown phase, Consolidated Theatres Pearlridge 16, at 98-1005 Moanalua Road, Ste. 600 Aiea.

Details of premises: Overall, the premises is approximately 60,000 sq.ft., with twelve theaters. There will be a total of 708 seats

- Theater #1 (32'W by 53'L; 66 Seats)
- Theater #2 (32'W by 53'L; 66 Seats)
- Theater #3 (32'W by 53'L; 66 Seats)
- Theater #4 (32'W by 53'L; 66 Seats)
- Theater #5 (32'W by 53'L; 66 Seats)
- Theater #6 (32'W by 53'L; 66 Seats)
- Theater #7 (32'W by 53'L; 52 Seats)
- Theater #8 (32'W by 53'L; 52 Seats)
- Theater #9 (32'W by 53'L; 52 Seats)
- Theater #10 (32'W by 53'L; 52 Seats)
- Theater #11 (32'W by 53'L; 52 Seats)
- Theater #12 (32'W by 53'L; 52 Seats)
- Concession Stand
- Kitchen (Behind the concession stand)
- Restrooms are located within the premises (Separate Men's & Women's restrooms)

Refer to **Exhibit B** for floor plan.

Parking: Parking is available throughout the shopping center.

CHURCH, SCHOOL, OR PUBLIC PLAYGROUND WITHIN 500 FEET:

None

SAME CLASS OF LICENSE WITHIN 500 FEET:

Aguplus, LLC, dba Agu Ramen (R1282)
98-1005 Moanalua Rd., #545, Aiea, Approx. 100'

California Pizza Kitchen, Inc., dba California Pizza Kitchen (R0150)
98-1059 Moanalua Rd., Aiea, Approx. 160'

Uncle's At Pearlridge LLC, dba Uncle's At Pearlridge LLC (R1330)
98-1005 Moanalua Rd., Ste. 2210, Aiea, Approx. 170'

Pacific Meritage, LLC, dba Chili's Grill & Bar (R0584)
98-130 Pali Momi St. Sp. 231, Aiea, Approx. 300'
Big City Diner Pearlridge, LLC dba Big City Diner (R0816)
98-211 Pali Momi Street, Aiea, Approx. 480'

Da Big Blue Enterprises Corp., dba Blue Tropix Bar & Grill (R1117)
98-151 Pali Momi St. #A-1 Approx. 480'

California Beach Rock N' Sushi (Hawaii), Inc.,
dba California Beach Rock N' Sushi (Hawaii), Inc. (R1264)
98-151 Pali Momi St., SP. A-2, Aiea, Approx. 480'

CURRENT NUMBER OF SAME CLASS ISSUED WITHIN THE CITY AND COUNTY OF HONOLULU:

Currently, there are 533 restaurant licenses issued within the City and County of Honolulu, of which 494 are of the restaurant general.

OTHER RELEVANT MATTERS THAT MAY AFFECT THE ISSUANCE OF THE LICENSE:

Kind of business: The applicant will be operating a multiplex theatre, with a concession stand serving a variety of foods, and offering to serve both alcoholic and non-alcoholic beverages, and will operate in similar fashion as the other three (3) Consolidated Theaters already licensed.

Business Hours: 10a.m. - 1a.m. Daily (Hours are subject to change)

There will be 60 employees; 7 managers

Lease: Valid lease in effect to December 31, 2022. Landlord is BRE/PEARLRIDGE LLC, a Delaware limited liability company.

Business Plan: Refer to **Exhibit C**

Security Plan: Applicant intends serve at the concession stand, but the same security measures will be in place for PearlrIDGE as it is for the other theaters (Ward 16 and Olino locations).

Refer to **Exhibit C Security Plan **** for more details

NOISE IMPACT EVALUATION:

Refer to **Exhibit D** for more details.

ISSUES:

The applicant operates a movie theater, which displays various types of movies, and may lead into the following issues:

§3-84-72.2 Premises Lighting; Doors

“...The interior and exterior of the licensed premises shall be well and properly lighted.”

§3-84-78.041. Visual Reproductions of Sexual Acts and Simulations.

No licensee shall permit, on the licensed premises, the showing of film, still pictures, electronic reproduction, or other visual reproductions depicting:

(a) Acts or simulated acts of sexual intercourse, masturbation, sodomy, bestiality, oral copulation, flagellation or any sexual acts which are prohibited by law.

(b) Any person being touched, caressed or fondled on the breast, buttocks, anus or genitalia.

(c) Scenes wherein a person displays the anus or genitalia.

(d) Scenes wherein artificial devices or inanimate objects are employed to depict, or drawings are employed to portray, any of the prohibited activities described above.

OTHER LIQUOR LICENSE INTERESTS:

Consolidated Entertainment, LLC, dba Consolidated Entertainment, LLC
1044 Auahi Street, Honolulu (R1157).

Ellen Cotter; Manager 08/18/2013 to present

Margaret Cotter; Manager 11/18/2021 to present

Gilbert Avanes; Manager 11/18/2021 to present

Consolidated Entertainment, LLC dba Consolidated Mililani With Titan
Luxe, 95-1249, Meheula Pkwy, Bldg T-1 (R1364)

Ellen Cotter; Manager 08/18/2013 to present

Margaret Cotter; Manager 11/18/2021 to present

Gilbert Avanes; Manager 11/18/2021 to present

KMA Cinemas, LLC dba 'Olino By Consolidated Theatres (R1197)
91-5431 Kapolei Pkwy, Unit 600, Kapolei

Ellen Cotter; Manager 08/18/2013 to present

Margaret Cotter; Manager 11/18/2021 to present

Gilbert Avanes; Manager 11/18/2021 to present

HISTORY OF VIOLATIONS OF OTHER LIQUOR LICENSE INTERESTS DURING THE PERIOD OWNER OR OPERATED BY THE PRINCIPALS:

Consolidated Entertainment, LLC, dba Consolidated Entertainment, LLC
1044 Auahi Street, Honolulu (R1157); Two (2) Violations found.

Refer to **Exhibit E** for more details

HAWAII REVISED STATUTES SECTION 281-56(a) (9) STATEMENT:

As of November 22, 2021, there are no known potential adverse effects on the surrounding community specific to the premises. All potential adverse effects reported to staff before the Public Hearing will be forwarded to the Commission for its consideration.

ZONING CLEARANCE:

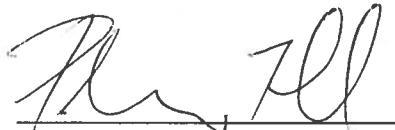
The applicant has submitted a valid Zoning Clearance issued by the City and County of Honolulu Department of Planning and Permitting dated February 22, 2018. Use is permitted.

NEIGHBORHOOD BOARD NOTIFICATION:


The applicant shall directly notify the chair of the neighborhood board in which the applicant's place of business is located, in writing and delivered by certified mail, return receipt requested. At a minimum, the notification shall include the date of public hearing. **The return receipt from the certified mailing shall be submitted to the Liquor Commission before a liquor license is issued.**

OPINION:

In my opinion, the applicant meets statutory requirements of filing this application.


Thanh Phung,
Licensing Investigator

Reviewed by:


Daniel Sato,
Supervising Investigator

7/23/2021
ch

**LIQUOR COMMISSION
CITY AND COUNTY OF HONOLULU**

711 KAPIOLANI BOULEVARD, SUITE 600, HONOLULU, HAWAII 96813-5249
PHONE (808) 768-7300 • EMAIL HLC@honolulu.gov
INTERNET ADDRESS: www.honolulu.gov/lic

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C&C OF HONOLULU

2021 MAR 18 P 3:57

PERSONAL HISTORY AND AFFIDAVIT

Rule 3-83-53.1

NAME Cotter Ellen M. SOCIAL SECURITY NO. _____
(Last, First Middle Maiden)

RESIDENTIAL ADDRESS _____ APT. NO. _____

CITY _____ STATE _____ ZIP CODE _____

BUS. PH (213) 235-2240 MOBILE PH (_____) EMAIL _____

PLACE OF BIRTH _____ DATE OF BIRTH _____ AGE _____ MARITAL STATUS _____
(City, State) (MM / DD / YYYY)

NO. OF YEARS COMPLETED IN HIGH SCHOOL 4 YEAR COMPLETED 1984

NAME OF HIGH SCHOOL Marymount High School, Los Angeles, CA
(include City and State)

NO. OF YEARS COMPLETED IN COLLEGE 4 YEAR COMPLETED 1988

NAME OF COLLEGE Smith College, Northampton, MA
(include City and State)

OTHER EDUCATION / YEAR(S) ATTENDED Georgetown University Law Center, 1989-1992

CITIZENSHIP* _____ DATE ARRIVED IN HAWAII (if applicable) _____
*If not a U.S. citizen, indicate type of Visa, or Resident Alien Card No., or Immigration Department No.

EMPLOYMENT RECORD (from the time school was completed to present; also indicate any periods of unemployment):

FROM MONTH/YEAR	TO MONTH/YEAR	POSITION	EMPLOYER	LOCATION
2015	Present	CEO/President	Reading International, Inc.	Culver City, CA
1997	2015	COO/Vice Pres.	Reading International, Inc.	Los Angeles, CA
1992	1996	Associate	White & Case	New York City, NY
1989	1992		Georgetown U. Law Center	Washington, DC
1990 Summer			Justice David Kenyon/Dist Court Judge	Los Angeles, CA
1988	1989	Legal Assistant	Winthrop, Stimson, Putnam & Roberts	New York, NY

(If additional space is needed, please attach a separate sheet)

NOTARY INITIAL: _____

List your experience in the liquor industry: _____

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2021 AUG 18 P 3:56

Will you devote time to manage the subject business?

☐ YES ☒ NO

If answer is "YES", will it be ☐ FULL TIME, or ☐ PART-TIME?

I, Ellen M. Cotter

(Print Applicant's Full Name)

, of _____

(Residential Address, City, State, Zip Code)

being first duly sworn, deposes, and says, that the above information is true and correct and that I

(☐ have or ☒ have not) been convicted of any felony charge.

X

Signature



FOR NOTARY USE ONLY

STATE OF HAWAII
City and County of Honolulu

} SS.

On this _____ day of _____, in the year of _____, personally appeared

who proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to within the foregoing instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the aforementioned instrument the person, or the entity upon behalf of which the person(s) acted, executed the aforementioned instrument in free act and deed.

Signature of applicant(s) before Notary

Subscribed and sworn to before me this:

_____ day of _____, 20____

Signature of Notary

Print Name
Notary Public, State of Hawaii

My commission expires _____

(Place Notary Stamp or Seal here)

NOTARY CERTIFICATION

Date of Doc: _____ # of Pages: _____

Notary Name: _____ Circuit _____

Doc. Description: _____

Notary Signature

Date

(Place Notary Stamp or Seal here)

CALIFORNIA ALL PURPOSE ACKNOWLEDGMENT

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

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C&C OF HONOLULU

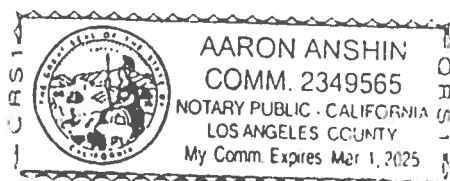
MAY 18 P 3:58

State of California)

County of Los Angeles)

On 6/4/2021 before me, Aaron Anshin, Notary Public, personally appeared ELLEN M. CUTTER who proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to the within instrument and acknowledged to me that she executed the same in her authorized capacity, and that by her signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the state of California that the foregoing paragraph is true and correct.



WITNESS my hand and official seal.

Signature of Notary V
Aaron Anshin, Notary Public

OPTIONAL

Though the information below is not required by law, it may prove valuable to persons relying on the document and prevent fraudulent reattachment of this form to another document.

DESCRIPTION OF ATTACHED DOCUMENT

Title or Type of Document: _____

Date of Document: _____ Number of Pages in words: _____

(including this page)

Signer(s) Other Than Named Above: None

EXHIBIT A1

LIQUOR COMMISSION
CITY AND COUNTY OF HONOLULU
711 KAPIOLANI BOULEVARD, SUITE 600, HONOLULU, HAWAII 96813-5249
PHONE (808) 768-7300 • FAX (808) 768-7311
INTERNET ADDRESS: www.honolulu.gov/liq

Requires:

1. Applicant Signature @ top of page 2
2. Notary Initial @ bottom of this page
3. Notary Acknowledgment & Signature
4. Applicant Passport photo

PERSONAL HISTORY AND AFFIDAVIT

Rule 3-83-53.1

NAME Cotter Ann Margaret SOCIAL SECURITY NO. _____
Last, First Middle Maiden
HOME ADDRESS _____ APT. NO. _____ TELEPHONE NOS.: _____
HOME _____
CITY _____ STATE _____ ZIP CODE _____ BUS. (212) 871-6828
PLACE OF BIRTH _____ DATE OF BIRTH _____ AGE _____ MARITAL STATUS _____
(City, State) (MM / DD / YYYY)
NO. OF YEARS COMPLETED IN HIGH SCHOOL 4 YEAR COMPLETED 1985 NAME OF SCHOOL Marymount High School, Los Angeles, CA
(include City and State)
NO. OF YEARS COMPLETED IN COLLEGE 4 YEAR COMPLETED 1989 NAME OF COLLEGE Georgetown University, Washington, DC
(include City and State)
OTHER EDUCATION Georgetown University Law Center - Completed 1993

CITIZENSHIP* _____ DATE ARRIVED IN HAWAII (if applicable) _____
*(If not a U.S. citizen, indicate type of Visa, or Resident Alien Card No., or Immigration Department No.)

EMPLOYMENT RECORD (from the time school was completed to present):

FROM MONTH/YEAR	TO MONTH/YEAR	POSITION	EMPLOYER	LOCATION
2016	Present	EVP/RE Mgmt	Reading International	Culver City, CA
2002	Present	Dir.	Reading International	Culver City, CA
2002	2016	President	Liberty Theaters	Culver City, CA
1999	2016	President	Off Broadway Investments	New York, NY
1998	1999	Dir.	Cecilia Packing Corp	Orange Grove, CA
1994	1998	Asst, Dist Attorney	Kings County Dist. Attorney	Brooklyn, NY
1993	1993	Volunteer	Rudy Giuliani Mayoral Campaign	New York, NY

(If additional space is needed, please use reverse side)

List your experience in the liquor industry: _____

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C&C OF HONOLULU

2021 AUG 18 P 3:58

Will you devote time to manage the subject business? ☐ Yes

☒ No

If answer is "YES", will it be ☐ Full time, or ☐ Part-time?

I, Ann Margaret Cotter

, of _____

(Full Street Address, City, State, Zip)

being first duly sworn, deposes, and says, that the above information is true and correct and that I ☐ have ☒ have not) been convicted of any felony charge.

→ #1

X

Signature

→ #4



FOR NOTARY USE ONLY

STATE OF HAWAII
City and County of Honolulu

}

SS.

#3

On this _____ day of _____, in the year of _____, personally appeared _____ who proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to within the foregoing instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the aforementioned instrument the person, or the entity upon behalf of which the person(s) acted, executed the aforementioned instrument in free act and deed.

<p>_____ <i>Signature of applicant(s) before Notary</i></p> <p>Subscribed and sworn to before me this:</p> <p>_____ day of _____, 20____</p> <p>_____ <i>Signature of Notary</i></p> <p>Print Name: _____ Notary Public, State of Hawaii</p> <p>My commission expires _____</p> <p>(Place Notary Stamp or Seal here)</p>	<p>NOTARY CERTIFICATION</p> <p>Date of Doc: _____ # of Pages: _____</p> <p>Notary Name: _____ Circuit _____</p> <p>Doc. Description: _____</p> <p>_____ <i>Notary Signature</i></p> <p>_____ Date</p> <p>(Place Notary Stamp or Seal here)</p>
--	--

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C&C OF HONOLULU
2021 AUG 18 P 3:58

CALIFORNIA JURAT WITH AFFIANT STATEMENT

GOVERNMENT CODE § 8202

- ☒ See Attached Document (Notary to cross out lines 1-6 below)
☐ See Statement Below (Lines 1-6 to be completed only by document signer[s], *not* Notary)

Signature of Document Signer No. 1

Signature of Document Signer No. 2 (if any)

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of California

County of Los Angeles

Subscribed and sworn to (or affirmed) before me

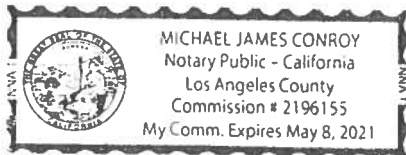
on this 6th day of August, 2020
by _____ Date Month Year

(1) Ann Margaret Cotter

(and (2) _____),

Name(s) of Signer(s)

proved to me on the basis of satisfactory evidence
to be the person(s) who appeared before me.



Signature _____

Signature of Notary Public _____

Seal
Place Notary Seal Above

OPTIONAL

Though this section is optional, completing this information can deter alteration of the document or fraudulent reattachment of this form to an unintended document.

Description of Attached Document

Title or Type of Document: Personal History Affidavit Document Date: 9/6/20

Number of Pages: _____ Signer(s) Other Than Named Above: _____

**LIQUOR COMMISSION
CITY AND COUNTY OF HONOLULU**

711 KAPIOLANI BOULEVARD, SUITE 600, HONOLULU, HAWAII 96813-5249

PHONE (808) 768-7300 • EMAIL HLC@honolulu.gov

INTERNET ADDRESS: www.honolulu.gov/liq

PERSONAL HISTORY AND AFFIDAVIT

Rule 3-83-53.1

NAME Avanes Gilbert SOCIAL SECURITY NO. _____
(Last, First Middle Maiden)

RESIDENTIAL ADDRESS _____ APT. NO. _____

CITY _____ STATE _____ ZIP CODE _____

BUS. PH (213) 235-2240 MOBILE PH (____) _____ EMAIL _____

PLACE OF BIRTH _____ DATE OF BIRTH _____ AGE _____ MARITAL STATUS _____
(City, State) (MM / DD / YYYY)

NO. OF YEARS COMPLETED IN HIGH SCHOOL 4 YEAR COMPLETED 1992

NAME OF HIGH SCHOOL Lester B. Pearson / Toronto, Ontario
(include City and State)

NO. OF YEARS COMPLETED IN COLLEGE 4 YEAR COMPLETED 1997

NAME OF COLLEGE Ryerson University / Toronto, Ontario
(include City and State)

OTHER EDUCATION / YEAR(S) ATTENDED MBA, Laurentian University, 2006

CITIZENSHIP* _____ DATE ARRIVED IN _____
HAWAII (if applicable)

*If not a U.S. citizen, indicate type of Visa, or Resident Alien Card No., or Immigration Department No.

EMPLOYMENT RECORD (from the time school was completed to present; also indicate any periods of unemployment):

FROM MONTH/YEAR	TO MONTH/YEAR	POSITION	EMPLOYER	LOCATION
2019	Present	CFO	Reading International	Culver City, CA
2007	2018	Various position/ VP	Reading International	Los Angeles, CA
1997	2006	Various positions	TD Bank	Toronto, Ontario

(If additional space is needed, please attach a separate sheet)

Notary to Initial Here →

NOTARY INITIAL: _____

List your experience in the liquor industry: _____

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C&C OF HONOLULU

2021 AUG 18 P 3:58

Will you devote time to manage the subject business?

☐ YES ☒ NO

If answer is "YES", will it be ☐ FULL TIME, or ☐ PART-TIME?

I, Gilbert Avanes

(Print Applicant's Full Name)

, of _____

(Residential Address, City, State, Zip Code)

being first duly sworn, deposes, and says, that the above information is true and correct and that I

(☐ have or ☒ have not) been convicted of any felony charge.

Gilbert to sign here →

X

Signature

PAS
REC
PHC
AFF



H
OR
PTED.
:RE.

FOR NOTARY USE ONLY

STATE OF HAWAII
City and County of Honolulu

} SS.

On this _____ day of _____, in the year of _____, personally appeared

who proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to within the foregoing instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the aforementioned instrument the person, or the entity upon behalf of which the person(s) acted, executed the aforementioned instrument in free act and deed.

Signature of applicant(s) before Notary

Subscribed and sworn to before me this:

_____ day of _____, 20 _____

Signature of Notary

Print Name: _____
Notary Public, State of Hawaii

My commission expires _____

(Place Notary Stamp or Seal here)

NOTARY CERTIFICATION

Date of Doc: _____ # of Pages: _____

Notary Name: _____ Circuit _____

Doc. Description: _____

Notary Signature

Date

(Place Notary Stamp or Seal here)

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LIQUOR COMMISSION
C&C OF HONOLULU

2021 AUG 18 P 3:58

CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

CIVIL CODE § 1189

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of California)

County of LOS ANGELES)

On 6/4/2021 before me, AARON ANSHIN Notary Public
Date Here Insert Name and Title of the Officer

personally appeared _____

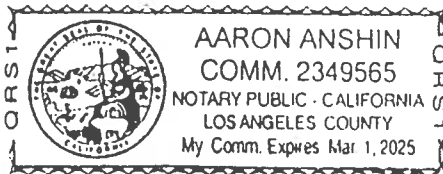
Name(s) of Signer(s)

GILBERT AVANES

who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/~~she/they~~ executed the same in his/~~her/their~~ authorized capacity(ies), and that by his/~~her/their~~ signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal



Signature _____ Signature of Notary Public

Place Notary Seal Above

OPTIONAL

Though this section is optional, completing this information can deter alteration of the document or fraudulent reattachment of this form to an unintended document.

Description of Attached Document

Title or Type of Document: _____

Document Date: _____ Number of Pages: _____

Signer(s) Other Than Named Above: _____

Capacity(ies) Claimed by Signer(s)

Signer's Name: _____

☐ Corporate Officer — Title(s): _____

☐ Partner — ☐ Limited ☐ General

☐ Individual ☐ Attorney in Fact

☐ Trustee ☐ Guardian or Conservator

☐ Other: _____

Signer Is Representing: _____

Signer's Name: _____

☐ Corporate Officer — Title(s): _____

☐ Partner — ☐ Limited ☐ General

☐ Individual ☐ Attorney in Fact

☐ Trustee ☐ Guardian or Conservator

☐ Other: _____

Signer Is Representing: _____

THEATER SEATING 708 seats total
 THEATERS 1-6 / 66 seats per theater
 THEATERS 7-12 / 52 seats per theater

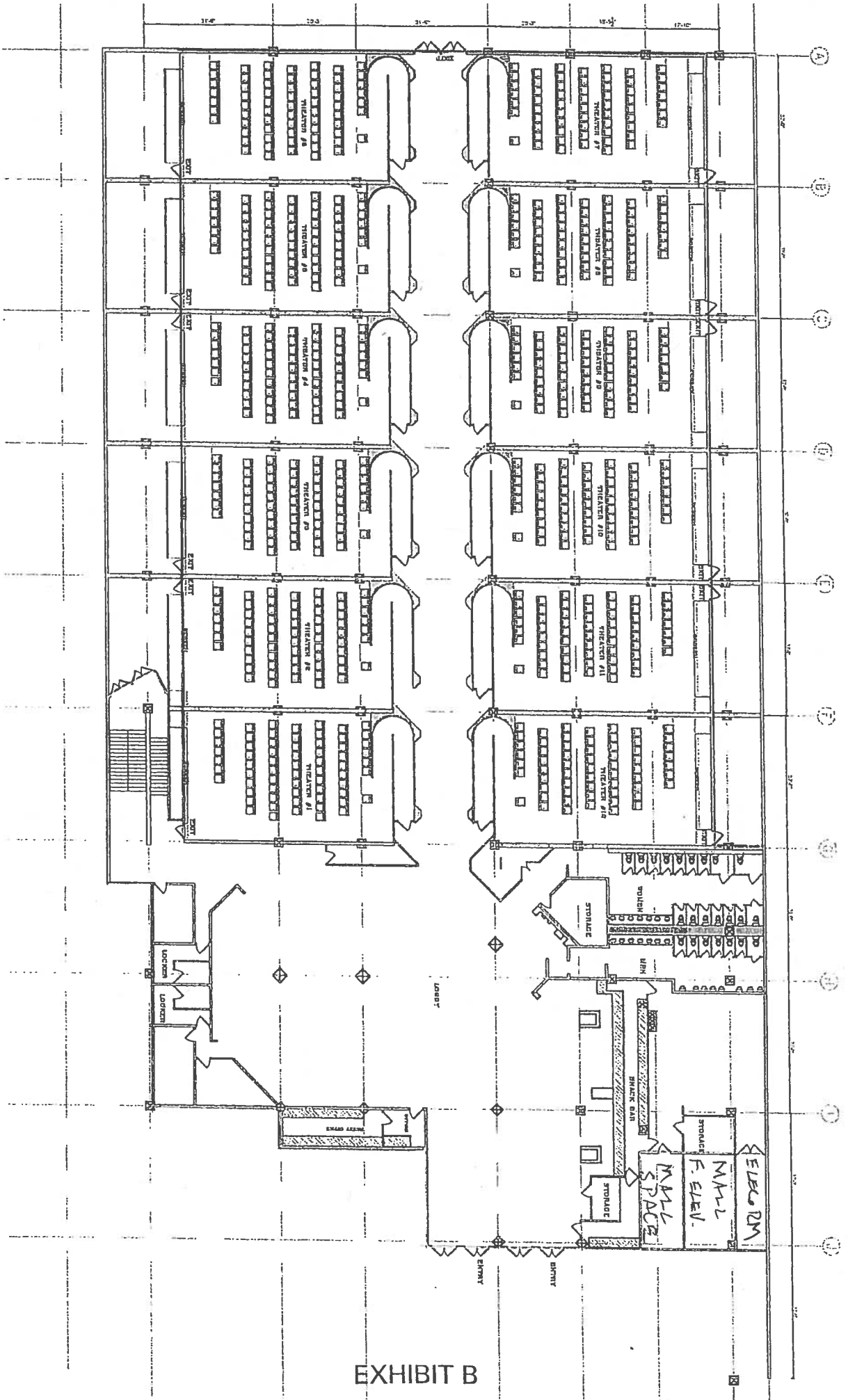


EXHIBIT B

BUSINESS PLAN
CONSOLIDATED THEATRES – Pearlridge Location

October 3, 2018

2018 OCT 12 A 10:18

Type of Establishment

Class 2, Restaurant General, Category 2

Background on Applicant

This is Consolidated Entertainment's fourth theater where it would like to implement alcohol service. Consolidated Entertainment presently offers alcohol service at the Ward Entertainment Center and at its Olino Theaters at Ka Makana Ali'i. Consolidated Entertainment currently has a pending application for its Mililani location at the Town Center of Mililani and operates theaters on Oahu and Maui and is the oldest theater chain in the State of Hawai'i.

Format

Consolidated Entertainment is offering alcohol service in its theater that is upgrading, both in terms of seating, which is now reclining seats in the upgraded theaters, and in terms of its food offering. These renovation changes have already been completed at its Pearlridge location. Consolidated's experience is that most customers purchase only one drink with their food, and the mix of food and alcohol in Consolidated's other theaters (Ward, Ka Makana Ali'i), have shown that the 30% minimum in food sales has been achieved in both locations, primarily because the number of alcohol purchases is relatively low.

*** * Security Plan**

The alcohol will be served at the concession stand, but the same security measures will be in place for Pearlridge as it is for the other theaters. Identification will be required for anyone looking under 30, and customers will be given a wristband upon showing their identification. As with the other theaters, cameras with a 360-degree pan and tilt capability will be installed in all theaters. All camera images go to a single office where customers will be monitored (and customers will be informed by signage that there are surveillance cameras in the theaters). In addition, staff will physically monitor each theater at 30-minute intervals to ensure there are no incidents.

NOISE IMPACT EVALUATION

PREMISES: CONSOLIDATED ENTERTAINMENT LLL LIC. NO. _____

ADDRESS: 98-1005 MOANALANA RD., SUITE 600, AIEA

DATE: 4/25/19 W/IN 500 FT. W/IN 100 FT.

TOTAL NO. OF OWNERS/LESSEES OF RECORD _____

TOTAL NO. OF CONDOMINIUMS _____

TOTAL NO. OF COOPERATIVE APT. OWNERS _____

ZONING DESCRIPTION _____
(Residential, Commercial, etc.)

STRUCTURAL DESCRIPTION OF LICENSED PREMISES:

WALLS: HOL. TILE _____ MASONRY X WOOD X GLASS X

GYPSUM _____ OTHER Dry wall

APPROXIMATE PERCENTAGE OF WINDOW SPACE 5%

DOUBLE DOORS (inner & outer): YES _____ NO _____

UNENCLOSED SECTION(S) OF PREMISES (lanai, courtyard, etc.):

AIR-CONDITIONED: YES X NO _____

POTENTIAL OF PREMISES TO ADEQUATELY CONTAIN NOISE:

POOR _____ FAIR X GOOD _____

REMARKS:

[Signature]
INVESTIGATOR III

{NOTE: EVALUATION IS NOT BASED ON TECHNICAL QUALIFICATIONS OF THE INVESTIGATOR, AND NO CLAIM TO THE CONTRARY IS MADE OR IMPLIED.}

HISTORY OF VIOLATIONS

No Date Range Specified

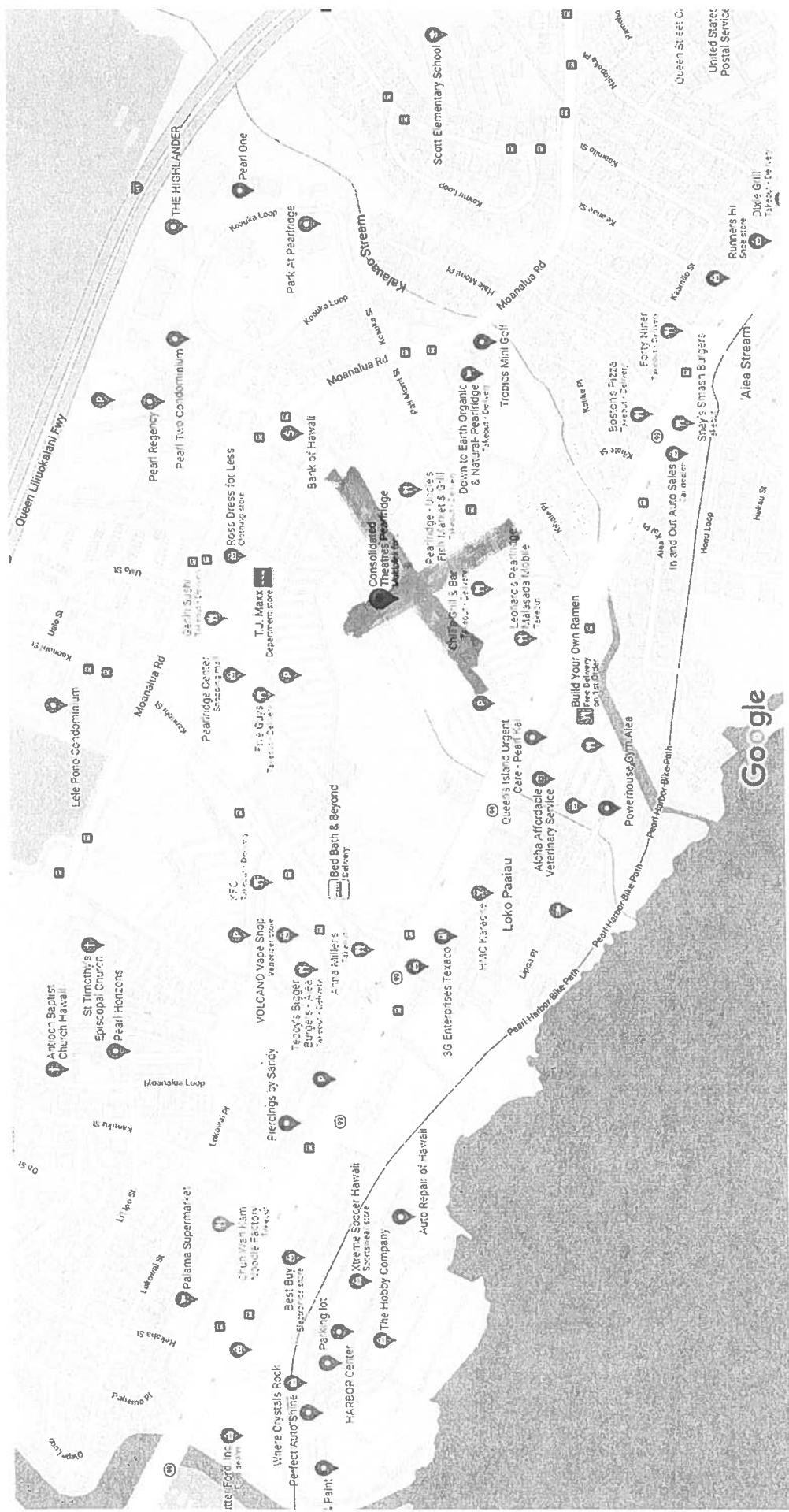
LICENSE: R1157 CONSOLIDATED ENTERTAINMENT, LLC
1044 AUAHI STREET

<u>NOTICETYPE</u>	<u>NOTICE NUMBER</u>	<u>VIOLATION DATE</u>	<u>SECTION/RULE</u>	<u>CASE NUMBER</u>	<u>DISPOSITION</u>	<u>DUE DATE</u>	<u>AMOUNT FINED</u>
VIOLATION	25741	12/27/2017	3-83-62(a)	2018-0020	FINED	06/05/2018	500.00 *
VIOLATION	24548	02/01/2016	3-82-41.2(b)	2016-0234			

Records printed: 2

EXHIBIT E

Google Maps Consolidated Theatres Pearlridge



Map data ©2021 Google

200 ft.

Map data ©2021 Google

LICENSING INVESTIGATIVE REPORT

DATE: November 15, 2021

SUBJECT: New Liquor License Application No. 21-23144 from The Social Honolulu LLC dba The Social Honolulu LLC for a Restaurant General (Category 2: Music/Dancing) license, at the former location of AGR, Inc. Brick Oven Pizza, Restaurant General (Category 1: Standard) license located at 1170 Auahi St., Store No. 250, Honolulu

NOTIFICATION OF AUTHORIZED AGENT:

In form LIQ-LIC-106, Notification of Authorized Agent, dated April 15, 2021 and received by the commission April 16, 2021, The Social Honolulu LLC, authorizes Neal Gota to represent them in all liquor related matters.

COMPANY STRUCTURE:

The Social Honolulu LLC: was organized under the laws of the State of Hawaii on December 4, 2014, as a member-managed limited liability company.

The Sole Member is:

		<u>Percent</u>
Kim, Huck	Member	100%
	Total	100%

For further details of Huck Kim, see **Exhibit A** for biographical information. CJIS Computer System checks are negative for felony convictions. FBI checks are pending.

FINGERPRINTS:

Huck Kim will schedule fingerprinting at "Fieldprint Fingerprinting Services" for on a later date. Results are pending.

FINANCIAL STATEMENT OF THE SOCIAL HONOLULU LLC AS OF DECEMBER 31, 2020:

Applicant submitted a Financial Statement to the Commission and certified by the applicant to be substantially correct as of April 14, 2021.

STAND-ALONE TEMPORARY APPLICATION FILED:

The applicant filed for a Stand-Alone Temporary Liquor License, Application 21-23065 on July 7, 2021. The Stand-Alone Temporary Liquor License (T0281) was approved May 27, 2021 and expired on September 29, 2021. A second Stand-Alone Temporary Liquor License was granted on September 24, 2021 and expires on January 28, 2022.

COST AND FINANCING:

The applicant has stated that the business is turn-key and no renovations are required and the start-up costs are minimal.

BACKGROUND:

The applicant is applying for a liquor license at the former location of AGR, Inc. Brick Oven Pizza, Restaurant General (Category 1: Standard) license located at 1170 Auahi St., Store No. 250, Honolulu (# R1259), which had been in effect from August 22, 2017 and was canceled voluntarily on May 12, 2021.

DESCRIPTION OF THE PROPOSED LICENSED PREMISES:

Location: The proposed premises is "L" shaped, located on the second floor of the South Shore Market in the Ward area, at the former location of AGR, Inc. Brick Oven Pizza, Restaurant located at 1170 Auahi St., Store No. 250, Honolulu.

- Approximately 4,016 total square footage: 2,880 (120 square feet X 24 square feet: Elongated Dining room/Bar/Host Station) and 1,408 (88 square feet X 16 square feet: Restrooms/Office/Cold Storage)
- Designated Kitchen 544 total square footage (34 square feet X 16 square feet)
- Stand-Alone Bar
- Office
- Cold Storage refrigerated unit
- Restrooms located inside the premises
- No Dancing
- No Live Entertainment

See **Exhibit B** for floor plan.

Parking: Parking stalls available in public parking lots or street parking.

CHURCH, SCHOOL, OR PUBLIC PLAYGROUND WITHIN 500 FEET:

Kolowalu Park
1240 Ala Moana Blvd. Honolulu
Approximately 125 ft from the proposed premises

SAME CLASS OF LICENSE WITHIN 500 FEET:

Craft Beer Company LLC
dba Off the Wall Craft Beer and Wine (R1338)
1170 Auahi St., Space #140, Honolulu
Approximately 50 ft from the proposed premises

Istanbul Restaurant, Inc.
dba Istanbul Restaurant, Inc. (R1406)
1108 Auahi St., Store #152, Honolulu
Approximately 490 ft from the proposed premises

Foodrim International Inc.
dba Han No Daidokoro (R1425)
1108 Auahi St., Store #150, Honolulu
Approximately 480 ft from the proposed premises

Platinum Partners Inc.
dba Scratch Kitchen and Meatery (R1247)
1170 Auahi St., Space #175, Honolulu
Approximately 70 ft from the proposed premises

Scandinasian Restaurant Group LLC
dba Tango Contemporary Cafe (R0856)
1288 Ala Moana Blvd., Suite 120, Honolulu
Approximately 160 ft from the proposed premises

S C Trading Hawaii Inc.
dba Panya (R1039)
1288 Ala Moana Blvd., Suite 120, Honolulu
Approximately 200 ft from the proposed premises

M.I.K. USA Inc.
dba Ginza Sushi (R1102)
1200 Ala Moana Blvd., #609, Honolulu
Approximately 455 ft from the proposed premises

Goma Inc.
dba Goma Tei Ramen (R0759)
1200 Ala Moana Blvd., Bldg. 4, Honolulu
Approximately 500 ft from the proposed premises

CURRENT NUMBER OF SAME CLASS ISSUED WITHIN THE CITY AND
COUNTY OF HONOLULU:

As of November 12, 2021, there is 536 Restaurant licenses issued within the City and County of Honolulu, of which 496 are of the General Kind.

OTHER MATTERS PERTAINING TO THE APPLICATION WHICH MAY AFFECT
ISSUANCE OF THE LICENSE:

Kind of business:

- Restaurant – Sit-Down Full service Restaurant serving sandwiches, salads, sliders, and signature entrees
- Estimated 15 employees / 6 registered Managers
- Hours of Operation: 11:00am to 2:00am – Daily

Master Lease: According to the lease, Victoria Ward, Limited (Landlord) and AGR, Inc. (Tenant) term of the lease will be for seven (7) years with an option to expend.

Assignment of Lease: According to the Assignment of Lease, Victoria Ward, Limited (Landlord) and The Social Honolulu LLC (Tenant) entered into the assignment of sublease on February 28, 2021.

OTHER MATTERS PERTAINING TO THE APPLICATION WHICH MAY AFFECT
ISSUANCE OF THE LICENSE-CONTINUED:

Business Plan: The applicant has submitted a business plan in connection to this application.

See **Exhibit C** for business plan.

NOISE IMPACT EVALUATION:

A Noise Impact Evaluation was conducted on November 12, 2021. The potential of the premises to adequately contain noise is rated as Fair.

See **Exhibit D** for further details.

OTHER LIQUOR LICENSED INTERESTS:

None

ZONING CLEARANCE:

An approved Hawaii Community Developing Authority zoning clearance is required to the issuance of the liquor license.

HAWAII REVISED STATUTES SECTION 281-56(a) (9) STATEMENT:

As of November 12, 2021, there are no known potential adverse effects on the surrounding community specific to the premises. All potential adverse effects reported to staff before the Public Hearing will be forwarded to the Commission for its consideration.

NEIGHBORHOOD BOARD NOTIFICATION:

The applicant shall directly notify the chair of the neighborhood board in which the applicant's place of business is located, in writing and delivered by certified mail, return receipt requested. The return receipt from the certified mailing shall be submitted to the Liquor Commission before a liquor license is issued.

OPINION:

In my opinion, the applicant has complied with the minimum requirements of filing this application.



Matthew Foster
Licensing Investigator

Reviewed by



Daniel Sato
Supervising Investigator



LIQUOR COMMISSION
CITY AND COUNTY OF HONOLULU
 711 KAPIOLANI BOULEVARD, SUITE 600, HONOLULU, HAWAII 96813-5249
 PHONE (808) 768-7300 • EMAIL HLC@honolulu.gov
 INTERNET ADDRESS: www.honolulu.gov/lig

PERSONAL HISTORY AND AFFIDAVIT

Rule 3-83-53.1

NAME Kim, Huck, Alpha SOCIAL SECURITY NO. _____
 (Last, First Middle Maiden)

RESIDENTIAL ADDRESS _____ APT. NO. _____

CITY _____ STATE Hawaii ZIP CODE _____

BUS. PH (808) 943-1025 MOBILE PH () _____ EMAIL _____

PLACE OF BIRTH _____ DATE OF BIRTH _____ AGE _____ MARITAL STATUS _____
 (City, State) (MM / DD / YYYY)

NO. OF YEARS COMPLETED IN HIGH SCHOOL 4 YEAR COMPLETED 1999

NAME OF HIGH SCHOOL Pearl City High School, Honolulu, Hawaii
 (include City and State)

NO. OF YEARS COMPLETED IN COLLEGE n/a YEAR COMPLETED n/a

NAME OF COLLEGE n/a
 (include City and State)

OTHER EDUCATION / YEAR(S) ATTENDED n/a

CITIZENSHIP* USA DATE ARRIVED IN HAWAII (if applicable) August, 1992
 *If not a U.S. citizen, indicate type of Visa, or Resident Alien Card No., or Immigration Department No.

EMPLOYMENT RECORD (from the time school was completed to present; also indicate any periods of unemployment):

FROM MONTH/YEAR	TO MONTH/YEAR	POSITION	EMPLOYER	LOCATION
7/1999	6/2001	Unemployed		
6/2001	12/2001	Sales	Pearl Factory	Honolulu, HI
1/2002	2/2002	Unemployed		
2/2002	7/2002	Sales	New City Nissan	Honolulu, HI
7/2002	5/2007	Sales Manager	Pflueger Automotive	Honolulu, HI
6/2007	1/2008	Unemployed		
2/2008	7/2008	Internet Manager	Infiniti of Honolulu	Honolulu, HI
8/2008	9/2008	Unemployed		
10/2008	4/2011	Manager	Remedy Sports Bar	Honolulu, HI
5/2011	8/2011	Unemployed		
9/2011	1/2015	Partner/Manager	DASH LLC	Honolulu, HI
12/2014	Present	Owner	The Social Honolulu LLC	Honolulu, HI

(If additional space is needed, please attach a separate sheet)

NOTARY INITIAL: _____

List your experience in the liquor industry: Over 10 years of experience in the restaurant industry and at restaurants selling liquor including duties as bartender and manager of these premises.

Will you devote time to manage the subject business? ☒ YES ☐ NO

If answer is "YES", will it be ☒ FULL TIME, or ☐ PART-TIME?

I, Huck Alpha Kim, of _____,
(Print Applicant's Full Name) (Residential Address, City, State, Zip Code)

being first duly sworn, deposes, and says, that the above information is true and correct and that I
(☐ have or ☒ have not) been convicted of any felony charge.

Signature



FOR NOTARY USE ONLY

STATE OF HAWAII
City and County of Honolulu

SS.

On this 15th day of April, in the year of 2021, personally appeared

who proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to within the foregoing instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the aforementioned instrument the person, or the entity upon behalf of which the person(s) acted, executed the aforementioned instrument in free act and deed.

Signature of applicant(s) before Notary

Subscribed and sworn to before me this:

15th day of April, 2021

Signature of Notary

LORNA BOSSE

Print Name

Notary Public, State of Hawaii

FEB 27 2025

My commission expires

(Place Notary Stamp or Seal here)



NOTARY CERTIFICATION

Date of Doc: April 15, 2021 # of Pages: 2

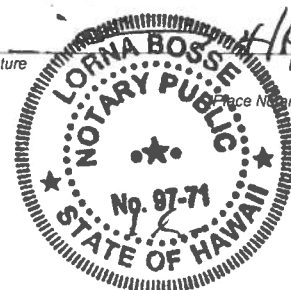
Notary Name: LORNA BOSSE First Circuit

Doc. Description: Liquor Commission - City and County of Honolulu - Personal History and Affidavit

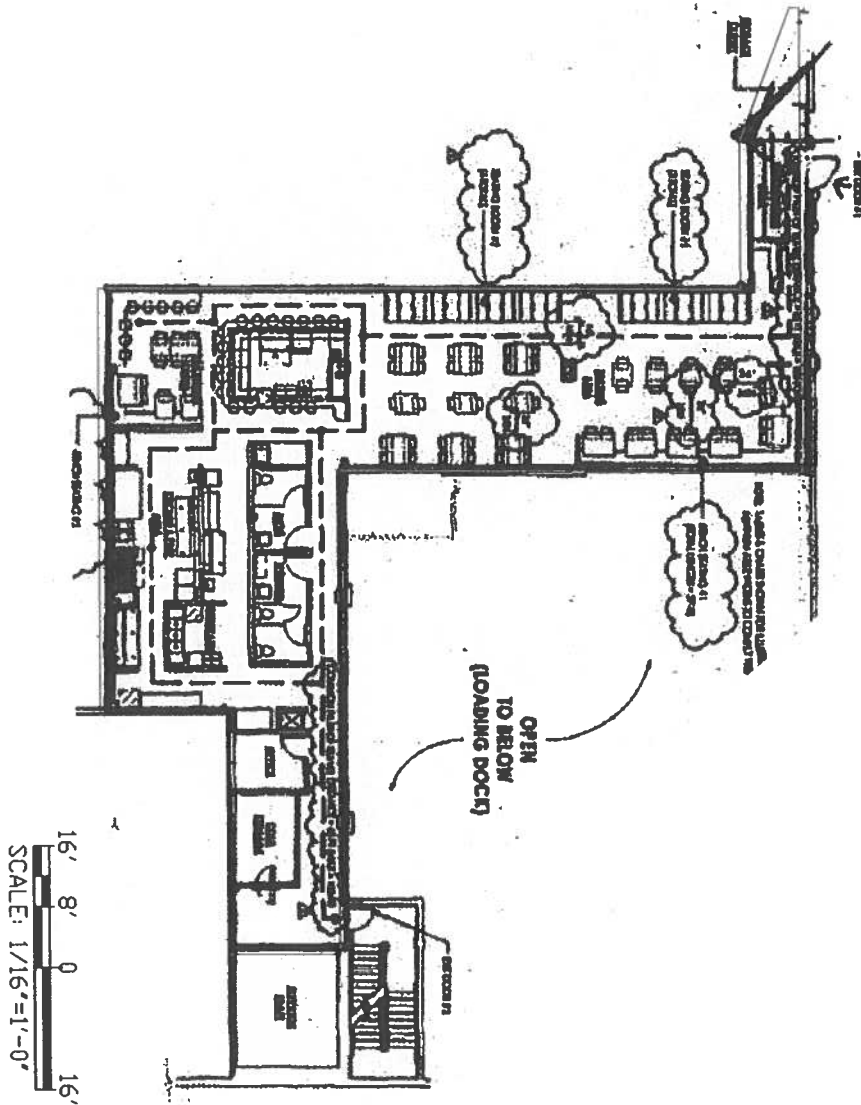
Notary Signature

Date

(Place Notary Stamp or Seal here)



RECEIVED
LIQUOR COMMISSION
C&C OF HONOLULU
2021 APR 16 A 8:58



Business Plan

THE SOCIAL HONOLULU LLC

CONCEPT:

The Social Honolulu LLC will operate a sit down restaurant and bar selling appetizers, salads, sandwiches, tacos, sliders, and other signature entrees.

SALES

The Social Honolulu LLC will operate as a full service restaurant and bar. Liquor sales are intended to supplement its restaurant food menu. It is estimated that food sales will make up approximately 40 percent of gross sales of the restaurant. Therefore, it is anticipated that The Social Honolulu LLC will satisfy the 30% food sales requirement to obtain a restaurant liquor license.

SAMPLE MENU

Attached is a sample menu

Appetizers and Salads

Shrimp Spring Rolls 9 crispy fried bird nest rice paper wrapped shrimp rolls, chili pepper water Thai vinaigrette

Zucchini Fries 8 breaded and fried zucchini, chipotle aioli

Honey Walnut Shrimp 15 shrimp tempura, honey walnut sauce, sweet toasted walnuts

Agedashi Tofu 11 fried tofu, tentsuyu, kimchee citrus oroshi, topped with kizami nori

Fried Boneless Chicken Bites 15 crispy bite size cubed chicken thighs with your choice of up to (2) sauces

Dynamite sweet chili with firecracker drizzle

Korean sweet garlic soy with Korean chili flakes

Buffalo house made buffalo sauce and ranch

Ginger cold ginger chicken sauce

Salt and Vinegar tossed in salt and vinegar seasoning

Fries all fries are tossed in our house seasoning then made to your choice of preparation

Truffle Parmesan 10 truffle oil, grated parmesan

Pepperoni and Cheese 10 melted shredded cheese, nacho cheese, fried pepperoni, marinara sauce

Garlic 10 topped with garlic sautéed in butter

Poutine 10 topped with shredded cheese and brown gravy

Plain 8 house seasoning

Edamame soybeans served warm tossed in your choice of sauce

Gochulang 10 sweet and spicy Korean chili paste

Garlic Ginger Soy 10 sweet soy infused with garlic and ginger

Plain 8 boiled and tossed with kosher salt

Beef Tataki 18 seared USDA choice beef thinly sliced minced garlic, thin onions, and soy vinaigrette

Ponzu Oyster Shooters 14 raw oysters, soy vinaigrette, kimchee citrus oroshi, tobiko, jalapeno masago, green onions

Hamachi Jalapeno 17 hamachi sashimi, jalapeno, cucumber, furikake, yuzu soy vinaigrette, bubu arare, green onions

Ginger Hamachi Crudo 17 hamachi sashimi, ginger green onion sauce, onions, shoyu, cilantro

Hiyayako 11 cold tofu, ginger sauce, yuzu soy vinaigrette, kimchee citrus oroshi, harizuke, furikake, bonito

Korean Lettuce Wraps 15 lettuce, rice, pork belly, Korean soybean paste, jalapeno, fried scallions

Tofu Salad 13 lettuce, tofu, cucumbers, harizuke, tomatoes, onions, wonton strips, kizami nori, yuzu soy vinaigrette

Consuming raw or undercooked meats, poultry, seafood, shellfish, eggs,
or unpasteurized milk may increase your risk of food borne illness
Menu items may contain or come into contact with WHEAT, EGGS, PEANUTS, TREE NUTS, and MILK.
For more information please speak with a manager.

Sandwiches, Tacos, and Sliders

- Bacon Cheeseburger 15** ½ lb patty, bacon, American cheese, lettuce, tomato, onion, mayo, ketchup, served w/fries
- Moco Burger 17** ½ lb patty, crispy corned beef, sautéed onions and mushrooms, fried egg, gravy on side for dipping, served w/fries
- Patty Melt 15** ½ lb patty, sautéed onions and mushroom, American cheese, mayo, served w/fries
- Fish Sandwich 14** crispy fried basa filet, lettuce, tomato, American cheese, wasabi tsukudani aioli, served w/fries
- Cajun Fish Sandwich 14** grilled basa filet, lettuce, tomatoes, Cajun cream sauce, served w/fries
- Zucchini Parm Sandwich 12** fried zucchini sticks, melted shredded cheese, marinara, served w/fries
- Fish Tacos 13** crispy fried basa, cabbage, tsukudani aioli, salsa, sour cream
- Shrimp Spring Roll Tacos 13** shrimp spring roll, lettuce, pickled onions, salsa, sour cream
- Philly Cheese Tacos 14** thin sirloin beef, sautéed onions and bell peppers, shredded cheese, nacho cheese
- Bao Mi Slider 15** steamed bao bun, pork belly, cucumber, jalapeno, pickled vegetables, cilantro
- Monte Cristo 14** ham and cheese sandwich battered in special house cornbread waffle batter, powdered sugar
- Ma Dawgs 12** waffle dog made with special house cornbread waffle batter served with honey dijonaise
- Cheesy Dawgs 13** ma dawgs that are overly sentimental and annoying with shredded and nacho cheese

The Social Signature Entrees

- Chef's Ribeye 28** cast iron crusted then baked, sautéed onions and mushrooms, orange beurre blanc, fried scallions
- Social Ribeye 28** pan seared, cubed, red wine demi glace, caramelized onions, sautéed mushrooms, pickled onions
- Pork Chops and Gravy 23** pan seared, onions, mushrooms, gravy, veg d' jour
- Kimchee Pork Tofu 20** stir fried kimchee, pork belly, Korean mochi ovalettes, onions, mushrooms, fried tofu
- Fried Pork Adobo Kawali 21** braised pork belly battered and fried crispy, pickled onions, grape tomatoes,
- Spicy Shoyu Chicken Dduk bokki 21** Korean style spicy shoyu chicken with Korean mochi and vegetables
- Garlic Shrimp 18** food truck style garlic shrimp, rice, veg d' jour
- Lup Chong Basa 20** grilled basa filet, lup chong, ginger sauce, tsukudani aioli, soy vinaigrette, veg d' jour
- Fish and Chips 16** battered and fried swai filet, fries, tsukudani aioli
- Social Moco 17** ½ lb burger patty, crispy corn beef, onions, mushrooms, 2 sunny side eggs, brown gravy
- Nihon Hamburger Steak and Eggs 16** ½ lb burger patty, Japanese style demi glace, onions, mushrooms, 2 eggs
- Glazed Salmon 18** seared salmon, teri-gochujang glaze, beurre blanc, rice, veg d' jour
- Uni Mentaiko Spaghetti 18** uni mentaiko cream sauce, ikura, mentaiko, fried garlic chips, green onions, kizami nori
- Cajun Pasta 18** cajun cream sauce, spaghetti, mushrooms, grilled basa, shrimp
- Garlic Bacon Fried Rice 15** sautéed garlic, caramelized onions, bacon, corn, special sauce
- Kimchee Fried Rice 15** garlic bacon fried rice with kimchee and bi bim bap sauce

NOISE IMPACT EVALUATION

PREMISES: The Social Honolulu LLC LIC. NO. _____

ADDRESS: 1170 Auahi St. # 250, Honolulu

DATE: 11/12/21 W/IN 500 FT. W/IN 100 FT.

TOTAL NO. OF OWNERS/LESSEES OF RECORD _____

TOTAL NO. OF CONDOMINIUMS _____

TOTAL NO. OF COOPERATIVE APT. OWNERS _____

ZONING DESCRIPTION Kakaako Community Development District
(Residential, Commercial, etc.)

STRUCTURAL DESCRIPTION OF LICENSED PREMISES:

WALLS: HOL. TILE ☒ MASONRY ☒ WOOD ☒ GLASS _____

GYPSUM ☒ OTHER _____

APPROXIMATE PERCENTAGE OF WINDOW SPACE 20%

DOUBLE DOORS (inner & outer): YES _____ NO ☒

UNENCLOSED SECTION(S) OF PREMISES (lanai, courtyard, etc.):

None

AIR-CONDITIONED: YES ☒ NO _____

POTENTIAL OF PREMISES TO ADEQUATELY CONTAIN NOISE:

POOR _____ FAIR ☒ GOOD _____

REMARKS:

[Signature]
INVESTIGATOR III

{NOTE: EVALUATION IS NOT BASED ON TECHNICAL QUALIFICATIONS OF THE INVESTIGATOR, AND NO CLAIM TO THE CONTRARY IS MADE OR IMPLIED.}

1170 Auahi St



LICENSING INVESTIGATIVE REPORT

DATE: November 17, 2021

SUBJECT: New Liquor License Application No. 21-23301 from Xtreme Kapahulu Partners LLC dba Xtreme Mini Mart for a Retail General license, located at 465 Kapahulu Ave., #107, Hon. Hi 96815

NOTIFICATION OF AUTHORIZED AGENT:

In form LIQ-LIC-106, Notification of Authorized Agent, dated and received by the commission May 21, 2021, Xtreme Kapahulu Partners LLC authorizes Keith Kiuchi and Sylvia Yu to represent them in all liquor related matters.

COMPANY STRUCTURE:

Xtreme Kapahulu Partners LLC: was organized under the laws of the State of Hawaii on March 2, 2021, as a member-managed limited liability company. The Members are:

		<u>Percent</u>
AG Capital Partners, Inc.	Member	40%
JBM Finance LLC	Member	40%
T&B Enterprise LLC	Member	20%
Total		100%

AG Capital Partners, Inc.: was incorporated under the laws of the State of Hawaii on January 1, 2014, as a corporation and is authorized to issue 100,000 shares of common stock, of which 1,000 are outstanding.

The Sole Officer, Director, and Shareholder is:

		<u>SHARES</u>	<u>PERCENT</u>
<u>Whiting-Haraguchi, April</u>	P/D	1,000	100%
Total		1,000	100%

JBM Finance LLC: was organized under the laws of the State of Hawaii on August 31, 2020, as a member-managed limited liability company. The Sole Member is:

		<u>Percent</u>
<u>Alpert, Brenda</u>	Member	100%
Total		100%

COMPANY STRUCTURE-CONTINUED:

T&B Finance LLC: was organized under the laws of the State of Hawaii on February 25, 2021, as a member-managed limited liability company. The Sole Member is:

		<u>Percent</u>
<u>Pantohan, Troy</u>	<u>Member</u>	<u>100%</u>
	<u>Total</u>	<u>100%</u>

FINANCIAL STATEMENT OF XTREME KAPAHULU PARTNERS LLC AS OF APRIL 30, 2021:

Applicant submitted a Financial Statement to the Commission and certified by the applicant to be substantially correct as of May 12, 2021.

COST AND FINANCING:

The applicant has stated that the initial build out costs is approximately \$80,000 and is self-financed by existing funds of the parent companies.

STAND-ALONE TEMPORARY APPLICATION FILED:

The applicant filed for a Stand-Alone Temporary Liquor License, Application 21-23309 on June 1, 2021. The Stand-Alone Temporary Liquor License (T0285) was approved July 8, 2021 and expired on November 10, 2021. A second Stand-Alone Temporary Liquor License was granted on November 9, 2021 and expires on March 11, 2022.

BACKGROUND:

The applicant is applying for a liquor license at the former location of Kam Star, Inc. dba Kapahulu Stop & Shop, Retail General license # D0765, which had been in effect from May 13, 1992 and was canceled voluntarily on September 21, 2020.

TRADE NAME:

The applicant has submitted a State of Hawaii Department of Commerce and Consumer Affairs Certificate of Registration of Trade Name. The name "Xtreme Mini Mart" is registered to ***Xtreme Mini Mart Partners LLC*** and NOT the applicant, from September 2, 2020 to September 1, 2025.

According to a document titled "License Agreement" dated and effective May 13, 2021, Xtreme Mini Mart Partners LLC consents to allow the applicant, Xtreme Kapahulu Partners LLC, to utilize the trade name "Xtreme Mini Mart" for a duration of twenty (20) years.

See **Exhibit A** for details.

DESCRIPTION OF THE PROPOSED LICENSED PREMISES:

Location: The proposed premises is irregularly shaped and is located at 465 Kapahulu Ave., #107, Honolulu.

- Approximately 905 total square footage (27 square feet X 33.5 square feet)

See **Exhibit B** for floor plan.

Parking: Street parking available.

CHURCH, SCHOOL, OR PUBLIC PLAYGROUND WITHIN 500 FEET:

None

SAME CLASS OF LICENSE WITHIN 500 FEET:

Ala Wai Service, Inc.
Dba Ala Wai Service (D0843)
407 Kapahulu Ave., Honolulu
Approximately 488 feet from the proposed premises

Seven-Eleven Hawaii, Inc.
Dba 7-Eleven Stores No. 54276 (D1086)
505 Kapahulu Ave., Honolulu
Approximately 410 feet from the proposed premises

CURRENT NUMBER OF SAME CLASS ISSUED WITHIN THE CITY AND COUNTY OF HONOLULU:

As of November 17, 2021, there is 523 Retail licenses issued within the City and County of Honolulu, of which 491 are of the General Kind.

OTHER MATTERS PERTAINING TO THE APPLICATION WHICH MAY AFFECT ISSUANCE OF THE LICENSE:

Kind of business:

- Retail
- Estimated 3 employees / 4 registered Managers
- Hours of Operation: 9:00am to 11:00pm – Daily

Lease: A document titled “Commercial Lease Agreement,” between Onkyoung Yoo, (Landlord) and Xtreme Kapahulu Partners, LLC (Tenant) dated December 21, 2020 for a duration of three (3) years, with an option to extend.

OTHER LIQUOR LICENSED INTERESTS:

AG Capital Partners, Inc:
50% Shareholder in Cabell Enterprises, Inc. dba
The Chart House (R0339) from September 16, 2021 to current.

AG Capital Partners, Inc:
90% Shareholder in FEC Kaimuki Partners, LLC. dba
Champs Hawaii Sports Bar & Restaurant (R1114) from July 1, 2015 to current.

HISTORY OF VIOLATION FOR OTHER LIQUOR LICENSED INTEREST DURING
THE PERIOD OWNER OR OPERATED BY THE PRINCIPALS:

11/01/21	3-82-38.8	Semi-Annual Employee List	Not Adjudicated
09/03/21	281-38	Condition of license	Not Adjudicated
10/30/20	3-82-38.8	Semi-Annual Employee List	Not Adjudicated
06/28/19	3-82-44.2	Liquor Display/Storage	Fined
04/05/19	3-82-38.22(a)	Requirements of Restaurant Class	Fined
04/05/19	3-82-31.2(a)	Conduct of Business	Fined
04/05/19	3-82-38.22(a)	Requirements of Restaurant Class	Fined
01/18/19	281-91	Revocation of License	Fined
10/29/18	3-83-62(a)	Architectural Requirements	Fined
08/01/18	3-81-17.54(c)	Gross Liquor Sales	Fined
06/30/18	3-82-38.22(b)	Requirements of Restaurant Class	Fined
04/05/18	3-82-31.2(a)	Conduct of Business	Fined
04/05/19	3-82-38.4(c)	Employee Records	Fined
03/02/18	3-82-38.4(c)	Employee Records	Not Adjudicated
03/02/18	3-82-47.1(a)	Music/Dancing/Entertainment	Fined
02/01/18	3-82-31.2(a)	Conduct of Business	Fined
11/16/17	3-83-62(a)	Architectural Requirements	Fined
06/30/17	3-82-17.56	Gross Liquor Sales	Not Adjudicated
06/30/17	3-82-31.7(b)	Catering	Not Adjudicated
06/30/17	3-82-31.7(g)	Catering	Not Adjudicated
05/12/17	3-82-31.2(a)	Conduct of Business	Fined
07/24/15	3-82-47.1(a)	Music/Dancing/Entertainment	Not Adjudicated

See **Exhibit C** for further details.

ZONING CLEARANCE:

An approved Department of Planning and Permitting zoning clearance is required for the issuance of the license.

HAWAII REVISED STATUTES SECTION 281-56(a) (9) STATEMENT:

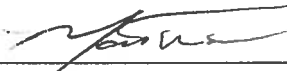
As of November 17, 2021, there are no known potential adverse effects on the surrounding community specific to the premises. All potential adverse effects reported to staff before the Public Hearing will be forwarded to the Commission for its consideration.

NEIGHBORHOOD BOARD NOTIFICATION:

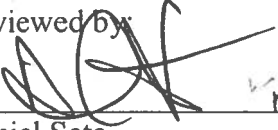
The applicant shall directly notify the chair of the neighborhood board in which the applicant's place of business is located, in writing and delivered by certified mail, return receipt requested. The return receipt from the certified mailing shall be submitted to the Liquor Commission before a liquor license is issued.


OPINION:

In my opinion, the applicant has complied with the minimum requirements of filing this application.



Matthew Foster
Licensing Investigator

Reviewed by 

Daniel Sato
Supervising Investigator 

LICENSE AGREEMENT

RECEIVED
LIQUOR COMMISSION
C&C OF HONOLULU

THIS AGREEMENT is made this 13 day of May, 2021 but effective as of the date of delivery to Licensee, by and between **XTREME MINI MART PARTNERS LLC**, a Hawaii limited liability company ("Licensor") and **XTREME KAPAHULU PARTNERS LLC**, a Hawaii limited liability company ("Licensee").

WHEREAS, Licensor and Licensee have agreed to enter into this License Agreement to allow the Licensee to use the trade name "**XTREME MINI MART**", which is presently being used by the Licensor for a mini mart on 1726 Kapiolani Blvd., #103, Honolulu, Hawaii 96815; and

WHEREAS, Licensee desires to use said trade name, and the Licensor and Licensee have common members;

NOW, THEREFORE, in consideration of the mutual covenants set forth herein, the parties hereby agree to the following:

AGREEMENT

1. Grant of License. Licensor hereby grants to Licensee the license (the "License") to use the name "**XTREME MINI MART**" (the "TRADE NAME") in connection with the operation of a Mini Mart located at 465 Kapahulu Ave., #107, Honolulu, HI 96815 (the "Mini Mart") so long as Licensee shall operate such Mini Mart. Licensee shall not use this trade name for any other purposes without the prior written consent of the Licensor.

2. Term. The Licensor grants said License for a term of twenty (20) years.

3. Restrictions on Licensee's Use of Trade Name. Licensee shall not:

(a) Operate any mini mart outside of 465 Kapahulu Ave., #107, Honolulu, HI 96815 using the Trade Name;

(b) Use the Trade Name for any other purpose other than the mini mart located at 465 Kapahulu Ave., #107, Honolulu, HI 96815; and

(c) Make any representation that it is the owner of the Trade Name.

4. Assignability. The License is assignable only to any successors and assigns of the Licensee that operate a mini mart at 465 Kapahulu Ave., #107, Honolulu, HI 96815. The License is not assignable under any other circumstances.

5. Radius Restriction on Licensor's Use of Trade Name. In consideration of the Licensee's agreement to use the Trade Name only for the purposes set forth in Paragraph 1 above, Licensor covenants and agrees that Licensor shall not use the Trade Name in the

operation of any mini mart owned by the Licensor that is physically located within a one (1) mile radius of 1726 Kapiolani Blvd., #103, Honolulu, Hawaii 96815 (the "Radius Restriction. For purposes of this Section "operation of a mini mart" means:

(a) engage, participate in, form, contract, aid, or hold any interest, directly or indirectly, in an organization which operates a mini mart within the Radius Restriction called "XTREME MINI MART" or any variation or use of such name; or

(b) engage in any business of contracting, directly or indirectly, with an organization which operates a mini mart called "XTREME MINI MART" within the Radius Restriction or any variation or use such name, for the provision of services, which is or as of the Licensee's engagement or participation would become competitive with any aspect of the Business.

6. Remedies of Licensor. Licensee hereby acknowledges and agrees that, in the event of a violation by it of the terms of this Agreement and the terms of the grant of the License, the Licensor shall be entitled to seek from any court of competent jurisdiction (and without having to join any other party in such action)

(a) temporary, preliminary and permanent injunctive relief, or other equitable relief; and

(b) the right to recover any losses, liabilities or damages (including interest, penalties and reasonable attorneys' fees) arising out of or due to a breach of this Agreement. The existence of any claim, demand, action, or cause of action by the Licensor against Licensee shall not constitute a defense to the enforcement by the Licensor of any of its rights hereunder.

(c) The remedies set forth in this section shall not limit, eliminate, prohibit or restrict any other rights that the Licensor may have under law for violation by the Licensee of this Agreement and shall not be mutually exclusive and any one or all may be pursued without the pursuit of one impairing or precluding the pursuit of another.

7. Counterparts. This Agreement may be executed in one or more counterparts each of which shall for all purposes be deemed an original and all of such counterparts, taken together, shall constitute one and the same Agreement.

IN WITNESS WHEREOF, Licensors and Licensees have executed this License Agreement as of the date first written above.

RECEIVED
LIQUOR COMMISSION
C&C OF HONOLULU

2021 JUN - 11 A 10:10

**XTREME MINI MART PARTNERS
LLC**, a Hawaii limited liability company

BY: _____

Its Member

“Licensor”

**XTREME KAPAHULU PARTNERS
LLC**, a Hawaii limited liability company

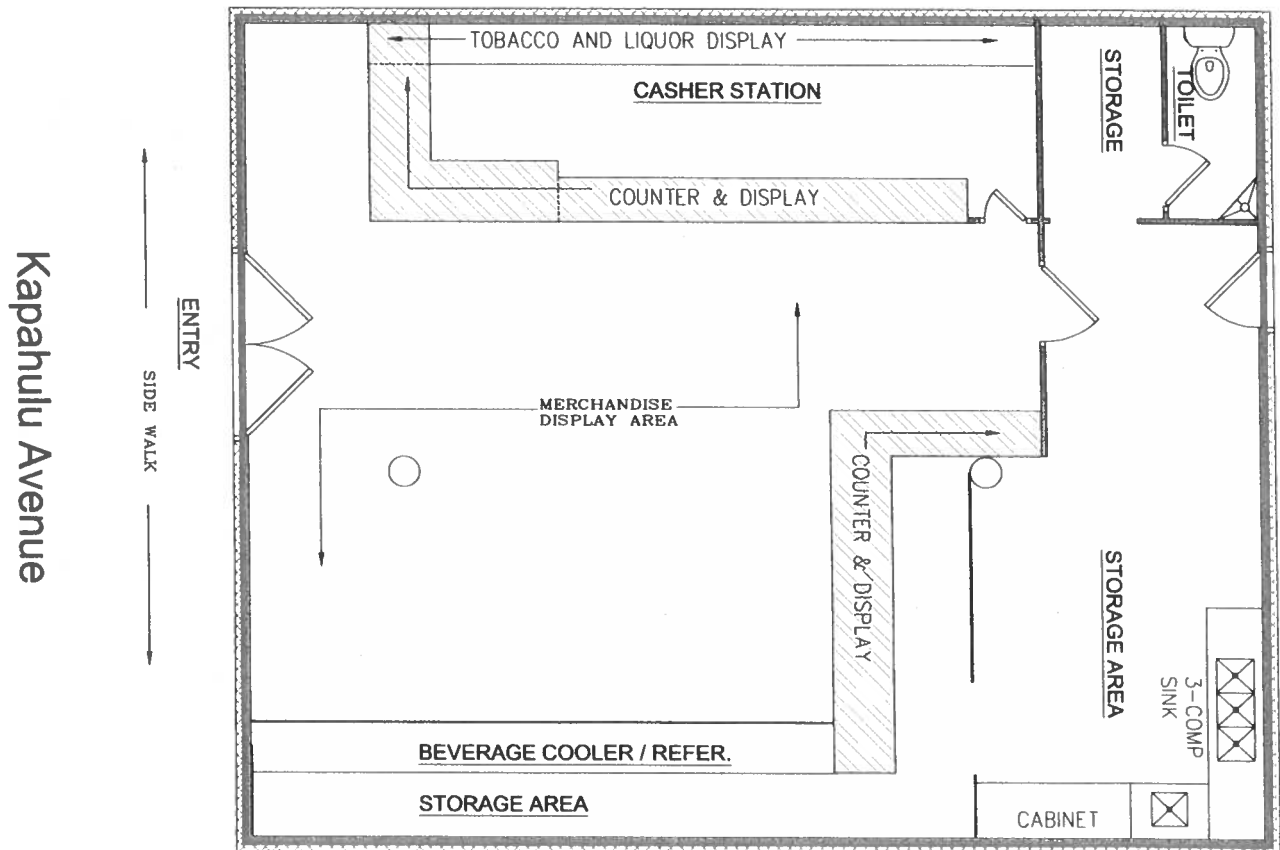
BY: _____

Its Member

“Licensee”

2021 JUN -1 A 10:12

A FLOOR PLAN
SCALE: 1/4" = 1'-0"
SK-1



4' 2' 0' 4'

SCALE: 1/4"=1'-0"



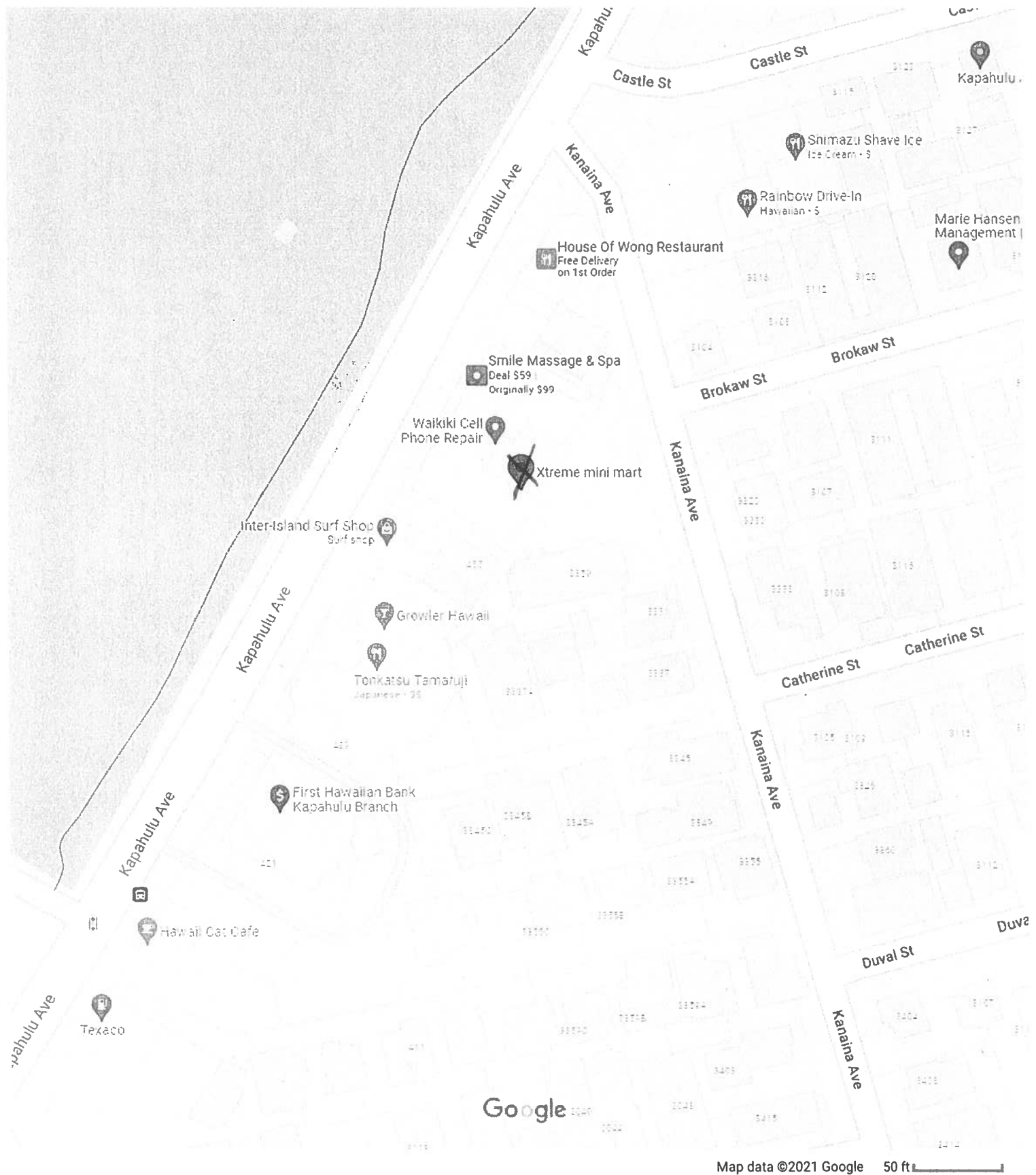
HISTORY OF VIOLATIONS No Date Range Specified

LICENSE: R1114
CHAMPS HAWAII SPORTS BAR & RESTAURANT
3457 WAIALAE AVE

<u>NOTICETYPE</u>	<u>NOTICE NUMBER</u>	<u>VIOLATION DATE</u>	<u>SECTION/RULE</u>	<u>CASE NUMBER</u>	<u>DISPOSITION</u>	<u>DUE DATE</u>	<u>AMOUNT FINED</u>
VIOLATION	28399	11/01/2021	3-82-38.8	2021-0339			
VIOLATION	27811	09/03/2021	281-38	2021-0036			
VIOLATION	28009	10/30/2020	3-82-38.8	2019-0250	FINED	01/14/2020	500.00 *
VIOLATION	26988	06/28/2019	3-82-44.2	2019-0154	FINED	01/14/2020	500.00 *
VIOLATION	26855	04/05/2019	3-82-38.22(a)	2019-0154	FINED	01/14/2020	1,000.00 *
VIOLATION	26857	04/05/2019	3-82-31.2(a)	2019-0154	FINED	01/14/2020	500.00 *
VIOLATION	26858	01/18/2019	281-91	2018-0473	FINED	01/14/2020	750.00 *
VIOLATION	26568	10/29/2018	3-83-62(a)	2018-0385	FINED	01/29/2019	700.00 *
VIOLATION	01934	08/01/2018	3-81-17.54(c)	2019-0154	FINED	01/14/2020	500.00 *
VIOLATION	26856	06/30/2018	3-82-38.22(b)	2018-0122	FINED	01/29/2019	250.00 *
VIOLATION	23276	04/05/2018	3-82-38.4(c)				
WARNING	25091	03/02/2018	3-82-38.4(c)	2018-0064	FINED	08/17/2018	250.00 *
VIOLATION	25092	03/02/2018	3-82-47.1(a)	2018-0027	NOT GUILTY		
VIOLATION	25749	02/03/2018	3-82-31.2(a)	2018-0025	FINED	03/06/2019	750.00 *
VIOLATION	25137	02/01/2018	3-82-31.2(a)	2018-0005	FINED	07/06/2018	500.00 *
VIOLATION	25621	11/16/2017	3-83-62(a)	2018-9988	AUDIT	01/19/2018	2,175.95 *
DISCREPANCY	01869	06/30/2017	3-81-17.57	2018-0017			
VIOLATION	25129	06/30/2017	3-81-17.56	2018-0017			
VIOLATION	25130	06/30/2017	3-82-31.7(b)	2018-0017			
VIOLATION	25131	06/30/2017	3-82-31.7(g)	2017-0109	FINED	03/09/2018	500.00 *
WARNING	25132	06/30/2017	3-82-38.22(b)				
VIOLATION	21505	05/12/2017	3-82-31.2(a)				
VIOLATION	20072	07/24/2015	3-82-47.1(a)				

Records printed: 23

Xtreme mini mart



LICENSING INVESTIGATIVE REPORT

DATE: November 22, 2021

SUBJECT: Application No. 21-23310 from RHS LLC, dba RHS Royal Hawaii Spirits, for a Small Craft Producer Pub General (Category 1 – Standard) license at 36 North King Street, Honolulu

COMPANY STRUCTURE:

RHS LLC: Organized under the laws of the State of Hawaii on January 16, 2015 as a member-managed limited liability company, the company was changed to a manager-managed limited liability company on November 16, 2021.

The members and managers of the company are:

		<u>Percent</u>
Karel Kon	Manager	0%
Aina Realty LLC	Member	100%

Aina Realty LLC: Organized under the laws of the State of Hawaii on April 10, 2006 as a member-managed limited liability company, the company was changed to a manager-managed company on November 16, 2021.

The sole member and manager of the company is:

		<u>Percent</u>
Karel Kon	Manager/Member	100%

See **Exhibit A** for biographical background information on Karel Kon. Criminal History Clearance form has been received.

FINGERPRINTS:

Karel Kon was fingerprinted by Fieldprint on April 20, 2021. Federal Bureau of Investigation clearance has been received. There are no felony convictions.

FINANCIAL STATEMENT OF RHS LLC, AS OF APRIL 16, 2021:

Financial Statement of the Applicant, dated April 16, 2021, was submitted to the Commission and certified by the Applicant to be substantially correct, as of April 16, 2021.

COST AND FINANCING:

The Applicant projects a minimum cost of \$65,000 (with budget up to \$95,000) to establish the business at this location.

TRADE NAME:

According to a Certificate of Registration of Trade Name from the State of Hawaii Department of Commerce and Consumer Affairs, dated April 21, 2021, RHS LLC has secured the use of the trade name "RHS Royal Hawaii Spirits" for five (5) years from April 21, 2021 to April 20, 2026.

DESCRIPTION OF THE PROPOSED LICENSED PREMISES:

Location: The proposed licensed premise will be located at 36 North King Street. The customer entrance will be located in the west corner of the premises.

Details of premises:

Ground floor:

- Approximately 1,700 sq. ft.
- Irregular in shape, approximately 17 feet by 102 feet overall
- Customer seating area, bar counter, kitchen, liquor manufacturing area, and restrooms

Basement:

- Approximately 1,200 sq. ft.
- Irregular in shape, approximately 17 feet by 68 feet overall
- Mixing area and storage area
- ***If permitted by the Department of Planning and Permitting, a portion will be used for customer liquor service area**

See Exhibit B1 and B2

***Note: There is no door leading outside from the basement level. The nearest door is located at the top of the stairs used to access the basement from the ground level of the premises.**

Parking: There is metered street parking and municipal parking lots in the surrounding areas.

CHURCH, SCHOOL, OR PUBLIC PLAYGROUND WITHIN 500 FEET:

Dr. Sun Yat-Sen Memorial Park located at 1120 Bethel Street, approximately 345 feet mauka/KKHD of the proposed premises.

SAME CLASS OF LICENSE WITHIN 500 FEET OF PREMISES:

There are none within 500 feet of the proposed premises.

CURRENT NUMBER OF SAME CLASS ISSUED WITHIN THE CITY AND COUNTY OF HONOLULU:

As of November 22, 2021, there are 6 Small Craft Producer Pub licenses issued within the City and County of Honolulu, of which 3 are of the Small Craft Producer Pub General kind.

OTHER MATTERS PERTAINING TO THE APPLICATION THAT MAY AFFECT ISSUANCE OF THE LICENSE:

Kind of Business: The business will be a *brewery/distillery, wholesaler, liquor store, and bar/restaurant. The hours of operation for the brewery/distillery will be up to 24 hours a day/7 days a week. The liquor store, restaurant, and wholesale activity will be from 8:00 a.m. to 4:00 p.m. daily, and the full bar will be from 4:00 p.m. to 2:00 a.m. daily. Karel Kon will manage business with a minimum of 6 employees.

***The Applicant will brew beer if permitted under the license. Otherwise, the Applicant will resell beer made by other companies, or they may brew malted liquors (similar to beer, but not beer, e.g. bierschnaps, brew spirits, or hopped whiskies).**

Lease: According to a Lease, dated June 8, 2021, but effective July 1, 2021, The United Chinese Society of Hawaii (Lessor) leases to RHS LLC dba Royal Hawaiian Spirits (Lessee) approximately 2,900 square feet of space (1,700 square feet of first floor space and 1,200 square feet of basement space) located at 36 North King Street, Honolulu.

Use of Premises: Solely for a distillery, brewery, bar and liquor shop **(with no dispensing or sale of wine but only wholesaling, which will not conflict with Lessor's other tenant).**

Lease Term: Commence July 1, 2021 and expire September 30, 2024

Option: Two (2) separate five (5) year options to extend lease.

HAWAII REVISED STATUTES §281-60 FURTHER APPLICATION:

According to Commission records, an application (No. 18-13321 Paisley Meadery Inc.) for a new Small Craft Producer Pub (Category 2 – Live entertainment, recorded music and dancing) license pertaining to the same premises location was previously denied on March 7, 2019.

See **Exhibit C** for Finding of Fact, Conclusions of Law, Decision and Order.

HRS §281-60(b): "If an application pertaining to a particular premises or building location is denied, refused, or withdrawn, **the next application from any applicant** for that premises or building location **shall include a report prepared by the applicant** evidencing a substantial change in the circumstances that caused the previous denial, refusal, or withdrawal. **The commission shall deny the application at the preliminary hearing unless the applicant submits evidence of a substantial change in the circumstances that previously caused the denial, refusal, or withdrawal of an application pertaining to that premises or building location.** The commission **may consider the following factors** in deciding whether to grant an application pertaining to a premises or building location for which an application has been previously been denied, refused, or withdrawn: . . .

(2) Whether plans for the construction, building design, use, or operation of the proposed establishment have been altered such that they will not

conflict with the character of the surrounding area. In evaluating the character of an area for the purposes of this section, the commission may consider the following factors:

- (A) The usual and existing types of businesses, residential, and recreational uses and activities within the area;
 - (B) The proximity of residential areas;
 - (C) The population density of the area;
 - (D) The typical or ambient noise levels of the area;
 - (E) The motor vehicle traffic volume, congestion, and noise; and
 - (F) Any other factors that the commission finds relevant;
- (3) Whether the neighborhood board for the area where the premises is located has rendered a decision on the granting of the license;
- (4) Whether the applicant is a fit and proper person to have a license; and
- (5) Any other considerations deemed by the commission to affect the matter of the application, the issuance, or the exercise of the license applied for.

The Applicant has submitted a report for consideration by the Commission.

See **Exhibit D** for Applicant's report

OTHER LIQUOR LICENSE INTERESTS:

RHS LLC currently exercises a Manufacturer Other Liquor license (A0022) at 1210 Dillingham Boulevard, #25A, Honolulu.

There are no violations on record.

According to the Applicant, he will be cancelling his current license within 30 days (by December 16, 2021) from the date he made changes in members and managers of RHS LLC.

POSSIBLE ISSUE:

HRS §281-38: "Every license issued under this chapter shall contain the condition that it is **subject to** this chapter and **any other laws applicable to the business of the licensee**, whether in existence at the time of issue of such license or enacted or amended from time to time thereafter..."

I am unclear whether the distillation of alcohol is permitted at the same location as the manufacturing of beer under federal regulations.

I am unclear whether the retail sales of alcohol is permitted at the same location as the manufacturing of distilled spirits under federal regulations.

Title 26 USC §5178(a)(1)(B): **No distilled spirits plant for the production of distilled spirits shall be located** in any dwelling house, in any shed, yard, or inclosure connected with any dwelling house, or on board any vessel or boat, or **on premises where** beer or wine is made or produced, or **liquors of any description are retailed**, or on premises where any other business is carried on (except when authorized under subsection (b)).

§5178(b): The Secretary may authorize the carrying on of such other businesses (**not specifically prohibited by section 5601(a)(6)**) on premises of distilled spirits plants, as he finds will not jeopardize the revenue...

§5601(a)(6): **Any person who... uses, or possesses with intent to use, any still, boiler, or other utensil for the purpose of producing distilled spirits**, or aids or assists therein, or causes or procures the same to be done, in any dwelling house, or in any shed, yard, or inclosure connected with such dwelling house (except as authorized under section 5178(a)(1)(C), or on board any vessel or boat, or **on any premises** where beer or wine is made or produced, or **where liquors of any description are retailed**, or on premises where any other business is carried on (except when authorized under section 5178(b))... shall be fined not more than \$10,000, or imprisoned not more than 5 years, or both, for each such offense.

FEDERAL PERMIT:

The Applicant will be updating its current federal permit related to manufacturing an alcohol product for the proposed premises.

ZONING CLEARANCE:

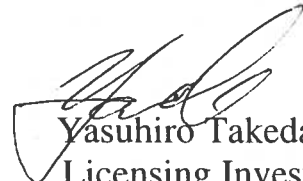
The applicant has submitted a valid Zoning Clearance issued by the Department of Planning and Permitting, dated April 14, 2021.

HAWAII REVISED STATUTES SECTION 281-56(a)(9) STATEMENT:


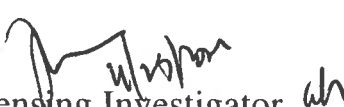
As of November 22, 2021, there are no known potential adverse effects on the surrounding community specific to the premises. All potential adverse effects reported to staff before the Public Hearing will be forwarded to the Commission for its consideration.

OPINION:

In my opinion, statutory requirements appear to have been met.


Yasuhiro Takeda
Licensing Investigator

Reviewed by:


Daniel Sato
Supervising Licensing Investigator 

LIQUOR COMMISSION
CITY AND COUNTY OF HONOLULU
 711 KAPIOLANI BOULEVARD, SUITE 600, HONOLULU, HAWAII 96813-5249
 PHONE (808) 768-7300 • FAX (808) 768-7311
 INTERNET ADDRESS: www.honolulu.gov/liq

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 C&C OF HONOLULU

PERSONAL HISTORY AND AFFIDAVIT

Rule 3-83-53.1

2021 JUN 23 1 A 9:46

NAME Kon Karel M SOCIAL SECURITY NO. _____
 Last, First Middle Maiden
 HOME ADDRESS _____ APT. NO. _____ TELEPHONE NOS.: _____
 CITY _____ STATE _____ ZIP CODE _____ BUS. () _____
 PLACE OF BIRTH _____ DATE OF BIRTH _____ AGE _____ MARITAL STATUS Married
 (City, State) (MM / DD / YYYY)
 NO. OF YEARS COMPLETED IN HIGH SCHOOL 4 YEAR COMPLETED 1981 NAME OF SCHOOL Technical High School - Vsetin -CZ
 (Include City and State)
 NO. OF YEARS COMPLETED IN COLLEGE 2 YEAR COMPLETED 1988 NAME OF COLLEGE Industrial College -Vsetin -CZ
 (Include City and State)
 OTHER EDUCATION IREM real estate property manager, business management, Hawaii Real Estate Broker ,Mortgage Broker

CITIZENSHIP* _____ DATE ARRIVED IN HAWAII (if applicable) _____
 *(If not a U.S. citizen, indicate type of Visa, or Resident Alien Card No., or Immigration Department No.)

EMPLOYMENT RECORD (from the time school was completed to present):

FROM MONTH/YEAR	TO MONTH/YEAR	POSITION	EMPLOYER	LOCATION
10/97	12/97	Bell Ringer	Salvation Army Hawaii	Honolulu HI
02/98	12/2004	Travel Agent	Lucky Tiger Travel	Honolulu HI
06/99	03/2000	R.E. Agent	CBPP	Honolulu HI
04/2000	12/2000	R.E. Agent	Century 21	Honolulu HI
03/2002	05/2005	Bus Driver	Maui Divers	Honolulu HI
01/2006	06/2010	Loan Officer	A Mortgage Star	Honolulu HI
01/2003	10/2018	R.E. Broker	Best Realty Inc	Honolulu HI
11/2018	Now	R.E Agent	Hi Success Estate	Honolulu HI
08/2014	Now	Mortgage Consultant	Bills.com	Palo Alto CA
11/2014	Now	Member,Manager	RHS Royal Hawaii Spirits	Honolulu HI

(If additional space is needed, please use reverse side)

NOTARY INITIAL: _____

List your experience in the liquor industry: Master Distiler, Beer Maker, Wine Maker, Fermentation Expert, Beverage Developer, Janitor, Server, Bartender, Mixologist, Maintenance, Kitchen Helper, Cook, ~~CEO, President~~

LIQUOR COMMISSION
C&C OF HONOLULU

2021 JUN 23 A 9:40

Will you devote time to manage the subject business? ☒ Yes ☐ No

If answer is "YES", will it be ☒ Full time, or ☐ Part-time?

I, Karel Kon, of _____,

(Full Street Address, City, State, Zip)

being first duly sworn, deposes, and says, that the above information is true and correct and that I ☐ have ☒ have not) been convicted of any felony charge.

Signature



FOR NOTARY USE ONLY

STATE OF HAWAII
City and County of Honolulu

SS.

On this 22nd day of June, in the year of 2021, personally appeared Karel Kon who proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to within the foregoing instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the aforementioned instrument the person, or the entity upon behalf of which the person(s) acted, executed the aforementioned instrument in free act and deed.

Signature of applicant(s) before Notary

Subscribed and sworn to before me this:

22nd day of June, 2021

Print Name: E. A. Bagulo
Notary Public, State of Hawaii

My commission expires 2/8/2023

NOTARY CERTIFICATION

Date of Doc: June 22, 2021 # of Pages: 2

Notary Name: E. A. Bagulo 15 Circuit

Doc. Description: Personal History

9 Affidant

ary Signature

Date

(Place Notary Stamp or Seal here)

(Place Notary Stamp or Seal here)

May 21 ,2021

From :

RHS LLC – Karel Kon Member

Mail Address: RHS LLC

2021 NOV 22 AM 8:36

To Honolulu Liquor Commission

Dear Sir.

Regarding my employment history since 1988 to 1997 ,

I was Fully Self Employed from 1988-1997 and partially Self Employed from 1997 to 2021

Please contact me at any time, if any questions.

Sincerely Karel Kon – RHS LLC Manager

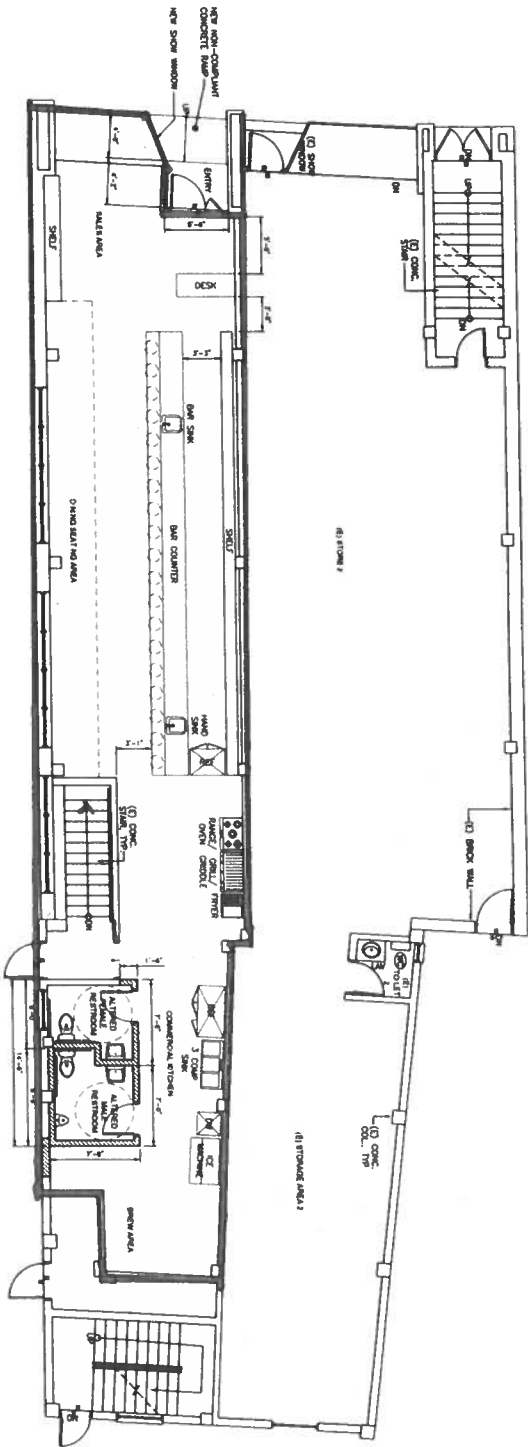
Aloha

In Honolulu Hawaii November 21, 2021 08 AM

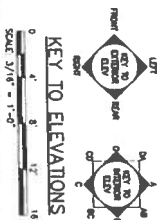
EXHIBIT A

2021 JUL 29 PM 1:56

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LIQUOR COMMISSION
C&C OF HONOLULU
2021 JUL 29 A 1:56



PROPOSED ALTERED FLOOR PLAN
A103
SCALE 3/16" = 1'-0"



A103

EXHIBIT B

RHS DISTILLERY

36 N KING ST.
HONOLULU, HI 96817
1-7-0031002

PROPOSED ALTERATION

4/30/22
RHS

DATE	DESCRIPTION
PROJECT NO:	
DESIGNED BY:	JANE 17 2021
DRAWN BY:	ECR/JP
CHECKED BY:	
CORPORATE SIGNATURE:	
SHEET TITLE:	PROPOSED ALTERED FLOOR PLAN

The construction document is not authorized for construction until a valid permit is obtained.

STRUCTURAL
HAWAII
INCORPORATED
1000 KALANIANA'OLA BLVD.
SUITE 1000
HONOLULU, HI 96813
TEL: 808-551-1234
WWW.STRUCTURALHAWAII.COM

Ground Level

2021 AUG -4 AM 10:21



0 4 8 12 16
SCALE 5/16" = 1'-0"

EXHIBIT B

Basement

- (c) That food service for mead tasting will be provided from the licensed kitchen on premises.
 - (d) That the investigative report indicated a notice of violation for illegal manufacturing and the sale of liquor. While the Commission did not adjudicate or prejudge the violation, the Commission wanted the Applicant to understand that if the Commission issued a license, the Applicant would be required to follow all the laws and rules of the Liquor Commission and urged full compliance by the Applicant.
 - (e) The Commission kept open the public hearing and continued the public hearing to January 3, 2019.
- 4. On January 3, 2019, the Commission held the continued public hearing on the Application. Authorized agent Mr. Greg Nishioka ("Mr. Nishioka") and Principal Mr. Simpson represented the Applicant.
 - 5. At the January 3, 2019 public hearing, the Commission received written testimony and heard oral testimony in support of the Application.
 - 6. The Commission continued the public hearing to a later time on the agenda in order to adjudicate an alleged violation involving the Applicant.
 - 7. The public hearing on the Application was recalled at 7:41:13 p.m. on January 3, 2019. No further testimony was received.
 - 8. If it should later be determined that any of these Findings of Fact should be properly deemed Conclusions of Law, the Commission so concludes on these legal issues.

CONCLUSIONS OF LAW

- 1. The Commission is empowered and authorized by Chapter 281 of the Hawaii Revised Statutes, as amended, to grant or deny any application for a liquor license when in the judgment of the Commission it is in the public interest to do so.
- 2. The Liquor Commission is empowered and authorized by Chapter 281 of the Hawaii Revised Statutes to grant or deny any application for a liquor license when in the judgment of the Liquor Commission the applicant is not a fit and proper person to have a license.

3. The Commission's concerns with regards to the safety and security of the public and the Applicant's ability to organize, manage and operate the licensed premises in accordance with the rules and laws of the Liquor Commission, which was not demonstrated to the satisfaction of the Liquor Commission through its Application and the testimony of the Applicant's representatives, yield the conclusion that it is not in the public interest to issue a liquor license for the business proposed by the Applicant. Also, the Applicant is not fit and proper to hold such liquor license for the type of business proposed in the Application.

DECISION AND ORDER

THEREFORE, IT IS HEREBY ORDERED that Small Craft Producer Pub License (Category 2) Application Number 18-13321, dated December 15, 2017, be and is hereby **DENIED**.

Dated: March 7, 2019

JOSEPH V. O'DONNELL
CHAIRMAN

By


FRANKLIN DON PACARRO, JR.
ADMINISTRATOR

A certified copy of the foregoing FINDINGS OF FACT, CONCLUSIONS OF LAW, DECISION AND ORDER is received:

By:  Time: 1045

Title: AUTHORIZED AGENT Place: 711 KATIE ANN

Date: 5-10-19 Served by: PBE PROVIDED

Business / Owner phone number(s): 1

Email:

RHS LLC REPORT

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LIQUOR COMMISSION
CITY OF HONOLULU
2021 NOV 19 AM 8:14

Prepared by Karel Kon ,RHS LLC Manager

From: RHS LLC

RHS Royal Hawaii Spirits Distillery

36 N King St ,Honolulu HI 96817

Karel Kon – Manager

To: Honolulu Liquor Commission

Part I : Company Presentation

Part II : 36 N King St Liquor Licensing

EXHIBIT D

RECEIVED
TAX COMMISSION
OCT 20 2021

2021 NOV 19 AM 8:15



AWARD WINNING DISTILLERY AWARD WINNING PRODUCTS
WWW.RHSDISTILLERY.COM

RHS ROYAL HAWAII SPIRITS

RHS MOTTO

YOU DESERVE A BREAK

-

ENJOY RESPONSIBLY
POWER POINT PRESENTATION RHS LLC

Aloha! E Komo Mai!

Welcome to Royal Hawaii Spirits Distillery.

In 2015 RHS LLC Distillery was established by Uncle Karl - The Willy Wonka of Alcohol. In 2018, after finishing all licensing requirements, RHS Distillery started developing and producing small batches of spirits, liquors and distilled specialties and selling In Hawaii.

Uncle Karl started the Hawaii liquor brand with 9 of the most popular formulas. Hula Girl Lilikoi (Passion Fruit) Flavored Vodka, Kona Mule Coffee Liqueur, Pineapple Spirit & Brandy, Hawaii Mule, Ginger Honey Cordial, Maui Pink Gin, Whisky Formula No.808, Sandwich Islands Rum and Sakura Hawaiian Style Shochu.

RHS LLC - Royal Hawaii Spirits Distillery, sales, tasting & liquor wholesale is located in Honolulu Hawaii, USA. RHS LLC is producing small batches of crafted tropical fruit spirits, unique liqueurs, soju, shochu, gin, rum, vodka & distilled spirit specialties based on old and new European & Asian recipes infused with Hawaiian tropical flavors, aromas & Aloha Spirit.

RHS Distillery is offering 100 percent locally made liquor, such as Pineapple Spirit & Brandy, Breadfruit Spirit & Brandy, Ulukila Breadfruit Eau-Da Vie, Pink Maui Gin, Hawaii Mule Liqueur, Lilikoi Liqueur, Rice Whisky and blended spirits such as Hawaiian Style Soju & Taro Shochu. Some of the RHS distillery Hawaii liquor formulas and recipes are available for bars, private labels or shared through RHS Ambassadors with other craft distilleries or co packers to make delicious one of kind alcoholic beverages outside of the Hawaii Islands.

Our Mission.

RHS Distillery Mission is to offer our consumers locally produced, made with Aloha, passionately crafted spirits using the highest quality ingredients available and transfer them into unique affordable luxury liquors and spirits supporting Hawaii farmers and Honolulu businesses.

Our Vision.

RHS Distillery Vision is to excel in liquor making craft in Hawaii state combining old and new traditional European, Asian & American recipes and formulas with unique Hawaii fruits and herbs and satisfying our local, mainland and international customers with excellent spirit products.

How Is RHS Different?

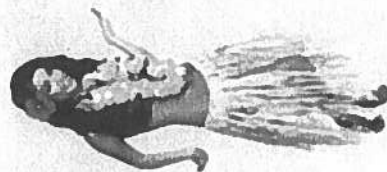
- Hawaii based original crafted liquor, liqueur and spirit brands.
- Authentic American and European classic liquor formulas and recipes crafted in Hawaii.
- Fusion of European, Asian and American old and new recipes and know how.
- Amazing flavors, aromas and after taste experience for RHS alcohol products.
- Supporting Hawaii Island's farmers by developing liquor with non traditional ingredients-Ulu.
- Exclusive or custom recipes for bars, clubs, restaurants, liquor stores, wedding planners ..
- Alcohol developer of highly customized beverages and unique distilled specialties.
- Passionately Made With ALOHA!

Social Responsibilities:

- RHS LLC Distillery is supporting Hawaii farmers and businesses.
- Is part and active member of the community.
- Making hand sanitizer during Covid-19 Pandemic.
- Supporting Shriner hospitals for children.
- Help us to help others.



A L O H A
VODKA
750 ml 40% ALC/VOL - 80 PROOF



RHS-Aloha Vodka

*750 ml
40% ALC/VOL*

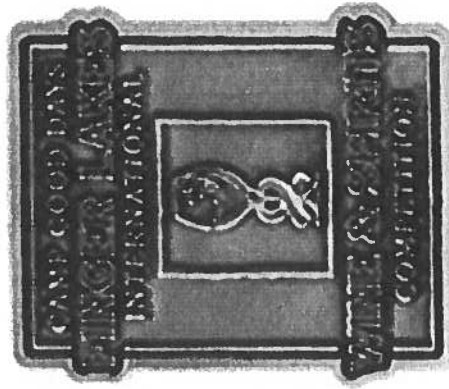
*Vodka Distilled from
Grain with very
smooth texture and
with quite pleasant
aftertaste.*

\$23-45 Retail

Gold Medal 2020
John Barleycorn
Award
International
Competition-
Bottle ,Package &
Label Design

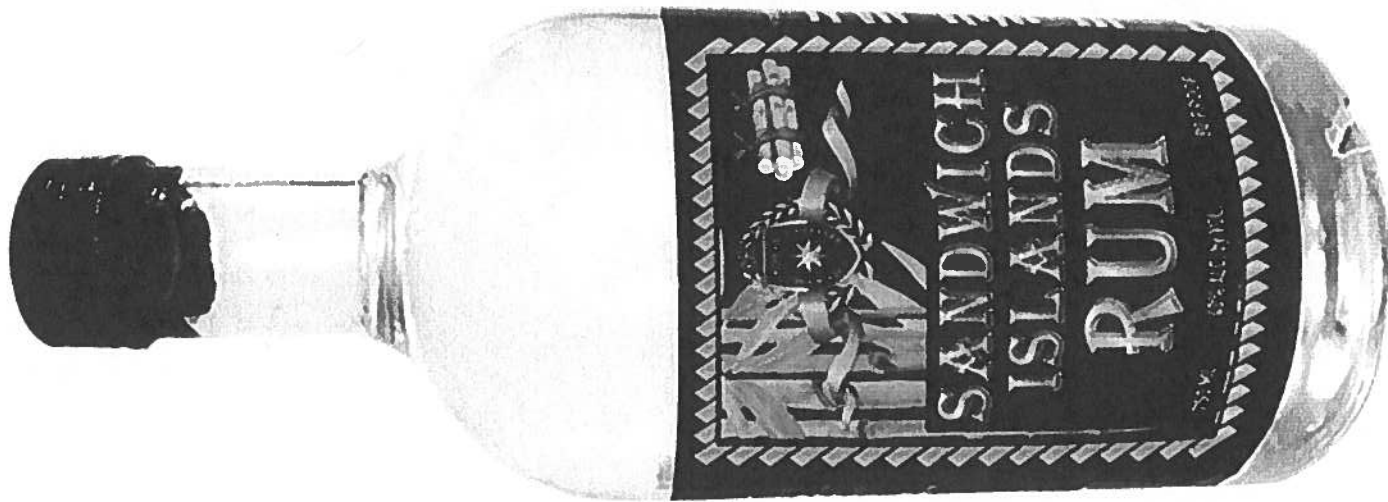


Bronze Medal
2020 Finger Lakes
Spirit International
Competition NY



Bronze Medal
2020 Great
American
International Spirit
Competition





Silver Medal 2020 John Barleycorn
Awards International Spirits
Competition

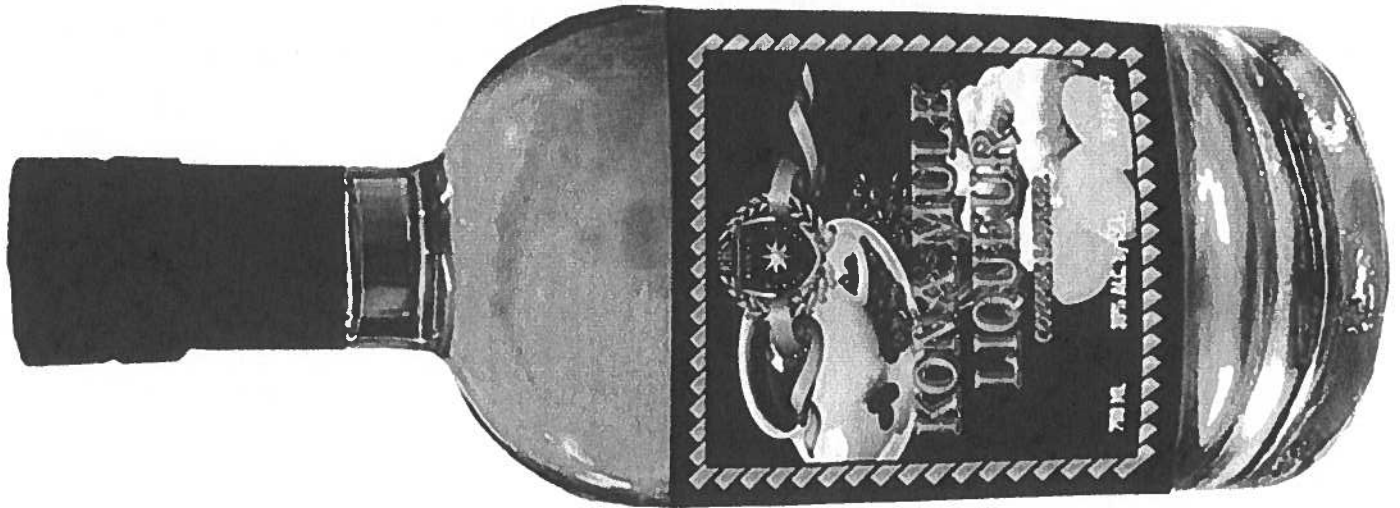
RHS Sandwich Island Rum
Unaged

750 ml 40% ALC/VOL

Rum from Sugar Cane distilled
under 80% ABV with no
roughness ,smooth on palate.
Good As Is or as Sipping Rum

\$23-45 Retail





RHS Kona Mule Liqueur

750 ml 30% ALC/VOL

Kona Coffee Liqueur
Using RHS Ginger Spirit as
Flavor Base

Based on Recipe of Uncle
Karl. This Liquor recipe is
so unique to Hawaii Big
Island.

The world famous Kona
Coffee Region of South
Kona with 100 year old
coffee farms, The wild
Mules roaming the
Volcano Mountains .The
absolutely delicious Big
Island Ginger .

\$23-45

Silver Medal 2020 John Barleycorn
Awards International Spirits
Competition



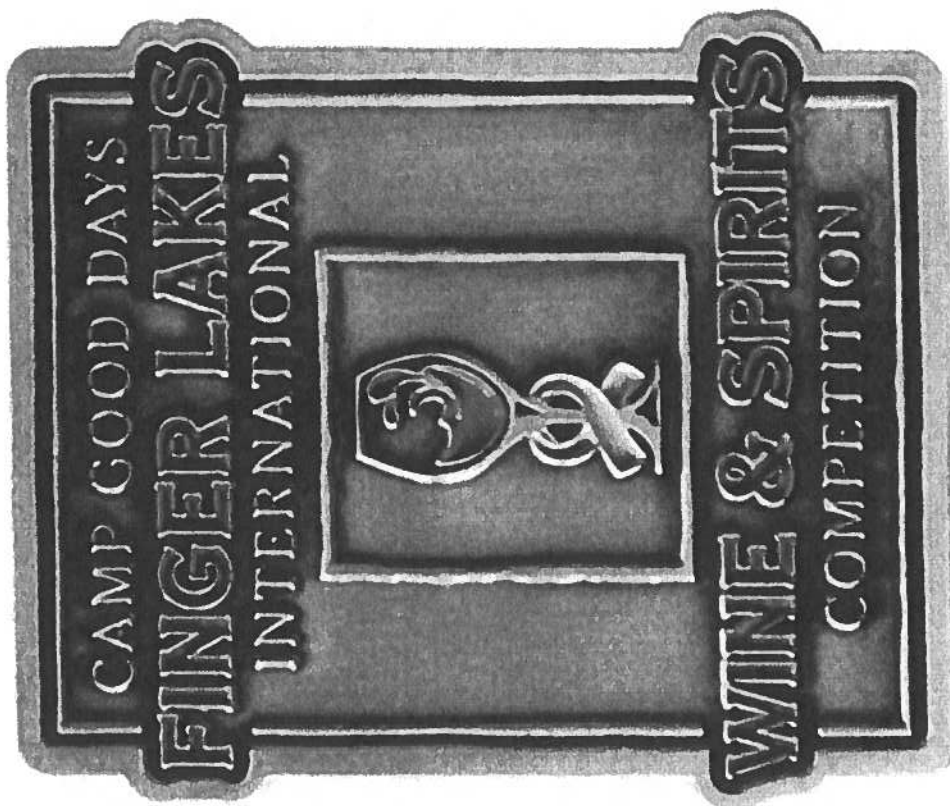


RHS Maui Pink Gin

750 ml
40% ALC/VOL
Unaged

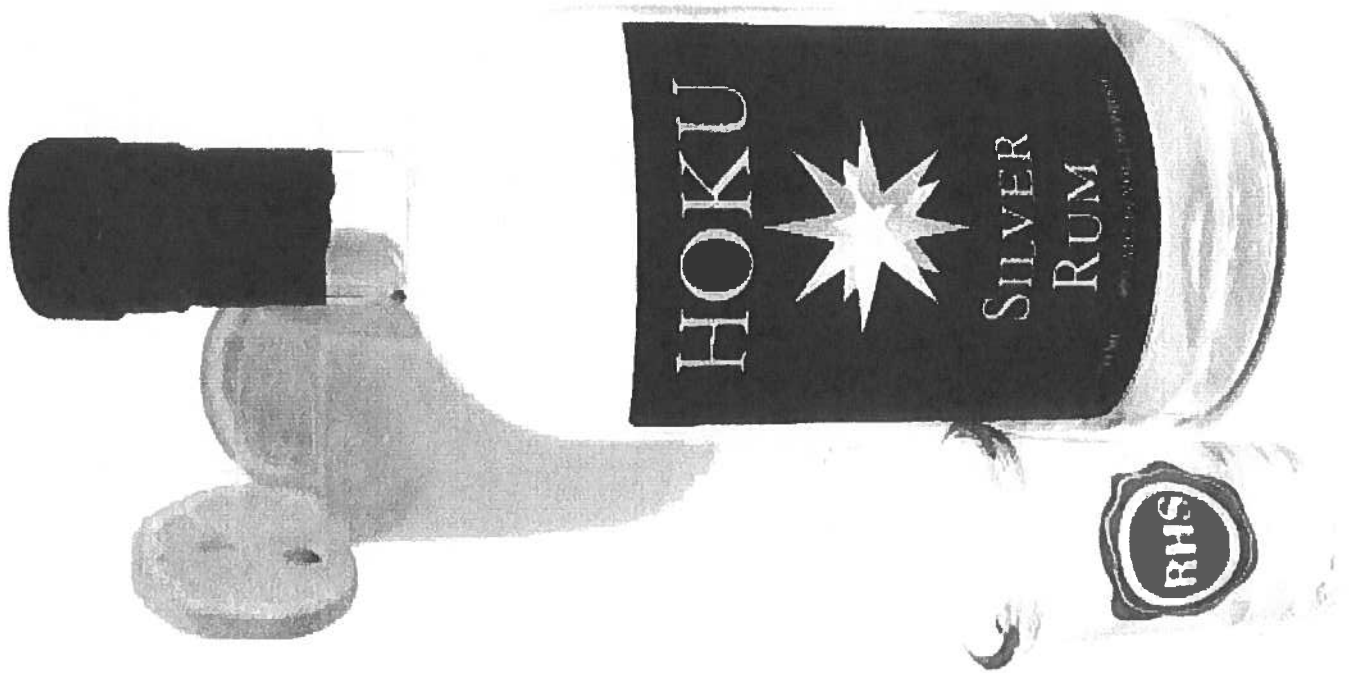
The RHS Crafted Gin main ingredients - Vodka is distilled from Grain . Crafted in a specially modified still for the best Gin Taste infused With Maui Lavender And Hibiscus. As a result you get a very delicious Gin with Contemporary Flavors and Herbal Aromas.

\$23-45



Bronze Medal 2020 Finger Lakes
Spirit International Competition NY





HOKU
Silver Rum
Unaged

750 ml
40% ALC/VOL

Rum from Sugar Cane
distilled under 80% ABV
Crisp light and easy
drinking ,making it
Excellent for everything
from a rum and coke to
sipping Rum .

\$19-29 Retail

Award Winning Sandwich
Island Rum Bottled as
Private Label In Hoku Silver
Rum.



Honorable Mentioning at
John Barleycorn 2020
Award International Spirit
Competition Bottle
,Package and Label Design



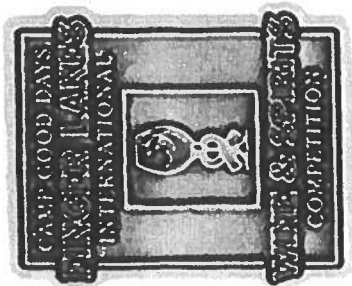
RHS Whisky
Formula No. 808
1YO

750 ml
40% ALC/VOL
Aged

Whiskey Formula No.
808 Crafted in RHS
Distillery based on
Bourbon Mash
Recipe.
Aged or Unaged.

Available as Private
Label From
Razor Hog Spirits
to
Really Happy Smile

\$29-69 Retail



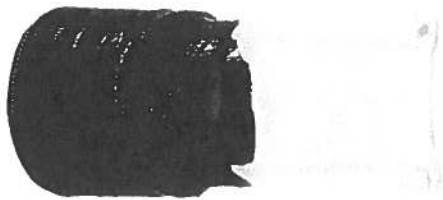
Silver 2020 Finger Lakes Spirit
International Competition NY



Silver 2020 North American
Bourbon and Whiskey International
Competition



Silver 2020 Whiskies of the World
San Francisco International
Competition



RHS Coffee Spirit Liquor

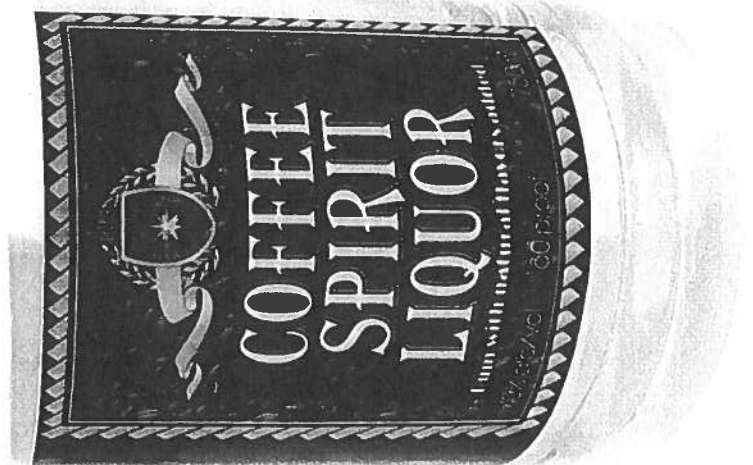
750 ml 40% ALC/VOL

Coffee Spirit Liquor
Developed by Uncle Karl -
Willy Wonka of Alcohol and
Crafted in RHS LLC Distillery
Honolulu Hawaii.

Very Smooth Liquor with
authentic Coffee flavors and
Aromas. Great As Is or in
Many Great Cocktails .

Available with Rum, Vodka ,
Shochu or Whiskey Base .

\$23-45 Retail



2020 MicroLiquor
Spirit Awards
Coffee Spirit Liquor
Gold Medal



SIP Awards
Double Gold Medal



RHS Pineapple
Spirit

750 ml 40%
ALC/VOL

Juicy & Fresh on
the nose and
on palate. Depth
of Honey &
pineapple flavors
with quite
pleasant finish.
Great in
Cocktails or
As Is .

Also Available as
Rum & Spirits
Distilled From
Pineapple

\$39-89 Retail



Silver Medal
2019 Global
Vegas Awards



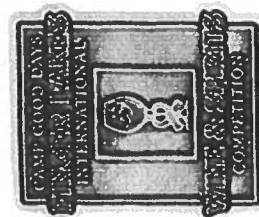
2 Silver - 2020
John Barleycorn
Awards for
Tasting and Label
Design



SIP Awards -
Silver Medal
Label design



Bronze Medal
2020 Denver
International
Spirit
Competition



Silver Medal
2020 Finger
Lakes Spirit
International
Competition NY

Additional RHS Product available by preorder..... Minimum Order 1 Pallet of 750ml bottles

Awarded with Double Gold, Gold, Silver Medals

1.Pineapple Brandy Aged	5 Silver and 1 Bronze Medals
2.Pineapple Spirit Unaged	Double Gold Medal
3.Ulukila Breadfruit Brandy Aged	3 Silver and 1 Bronze Medals
4.Ulu Eau De Vie	2 Silver and 2 Bronze Medals
5.Ulukila Breadfruit Spirit/Liquor	2 Silver Medals
6.Bounty Vodka Distilled From Ulukila	1 Silver Medal
7.Hula Girl Vodka Distilled from Pineapple	1 Silver and 3 Bronze Medals
8.Whiskey and Spirit Distilled From Breadfruit	Double Gold Medal
9.Taro Shochu	Double Gold Medal
10.Sakura Shochu	1 Double Gold and 1 Gold Medal
11.Pipeline Surfer Ginger Cherry Flavored Rum	1 Gold Medal
12.Coffee Spirit Liquor	1 Double Gold and Gold Medal
13.Baijiu Hawaii Style Shaojiu	1 Bronze Medal
14.Ginger Spirit	1 Bronze Medal
15.Aukai Rum	2 Silver Medals
16.Whisky Formula No. 808 1YO aged	2 Silver Medals
17.Whisky Formula No. 808 Unaged	1 Bronze Medal
18.Mahalo Hawaii Bourbon Whiskey	1 Bronze Medal
19.Island Maui Pink Gin	1 Bronze Medal
20.Haluda Bae Spirit	1 Bronze Medal
21.Hula Girl Vodka Distilled From Pineapple	1 Bronze Medal
22.Hawaii Mule Ginger Honey Liqueur	1 Silver Medal
23.Bierschnapps - Brew Spirit- Hoped Whiskey	Honorable Mention-Packaging
24.Hoku Silver Rum With Natural Flavors Added	
25.Military Line :Space Force Moonshine, Yvan Su, Flying Gun ,Go For Broke, Ocean Guard ,Marin's Rum	

Did You Know ,Hawaii

Is the most geographically isolated population center on earth (we're 2,000 miles from the Marshall Islands, 2,390 miles from California, 2,500 miles from Tahiti, 3,850 miles from Japan, 4,900 miles from China, and 5,280 miles from the Philippines).

Is home to the longest continuously erupting volcano in recorded history (Kilauea Caldera on the Big Island has been producing a lava flow since January 1983).

Is still growing (Lo'ihii, a new seamount 20 miles off the Big Island of Hawaii, is giving birth to the chain's next island — due to rise above the waves in another 60,000 years).

Is the only state in the nation with no incorporated towns (towns and regions are governed by counties, each encompassing an entire island or more: The City & County of Honolulu governs the island of O'ahu plus all the isles stretching north up the Hawaiian Island chain to the island of Midway, the County of Maui governs Maui, Moloka'i, Kaho'olawe and Lana'i, the County of Hawai'i governs the Big Island of Hawai'i; and the County of Kaua'i governs Kaua'i and Ni'ihau. Each county has a mayor and a council.).

Has two official languages — Hawaiian and English.

All Hawaiian Islands have a "dry side" and a "wet side." The windward (east) side of each island attracts more annual rainfall. The leeward (west) side is always the drier area of the island.

State Nickname: The Aloha State.

The Only Royal Monarchy to Become an US State (50).

Hosted a structure ('Iolani Palace) that featured electricity before even the White House in Washington, D.C.

Had a Hawaiian Monarch, King Kalakaua, who was the first reigning monarch to circumnavigate the globe and the first foreign head of state to speak before a joint session of Congress.

Has the only U.S. city to be founded by royalty (Honolulu, on the island of Oahu), and hosts the only royal residence on U.S. soil ('Iolani Palace).

Had a population that, during the Hawaiian monarchy, was among the most literate in the world and with most newspapers per capita.

Is comprised of 137 islands, encompassing a land area of 6,423.4 square miles (and only seven of these islands are inhabited).

Has no snakes in the wild.

Has no daylight savings time.

Is considered the nation's endangered species capital.

Is the only place on earth that hosts all branches of the U.S. military.

PAU — END

Mahalo For Your Time

ALOHA



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AWARD WINNING PRODUCTS

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RHS LLC REPORT - Part II:

2021 NOV 19 AM 8:14
HONOLULU LIQUOR COMMISSION

Regarding Liquor License Application and Addressing Questions from Previous Applicant Application

Aloha , My Name is Karel Kon ,RHS Manager , Owner, Master Distiller , CEO

At RHS LLC we are taking our business and liquor business very seriously. Including Local, State and Federal laws, rules and regulations. In last 6 years of our operation, we got hundreds 5 Star Reviews of our hand crafted award winning products, we served thousands of satisfied customers who visited RHS Sales and Tasting Room. And we got no any complaints or citation from any federal, state or local authorities.

We are trying to Represent Honolulu and all Hawaii as best as we can . RHS Distillery is Award winning distillery with Award winning products. Just in 2020 RHS Received 120+ International Spirit Tasting Awards , Many Design Awards and The Best Distillery of The Year in Austria, New York, Honk Kong and Melbourne . And when Covid pandemic started , we have no problem to redistill our award winning liquor (\$45/ bottle x 2) in in to (\$5/bottle) sanitizer , helping first responders , police , fireman, Post offices, Army National Guard , Delivery companies and public.

RHS LLC also developed Ulukila - the Breadfruit Liquor Spirit , ULU Brandy , BF Whiskey and Bounty Vodka answering the call to commercialize the Ulu by UH Manoa and other agricultural and no profit Institutions . RHS Distillery Is using locally grown ingredients, such as coffee , ginger , turmeric, pineapple , sweet potato , hibiscus, ulu, tropical fruits and herbs, supporting Hawaii Farmers and Businesses.

Regarding the last application No. 18-13321 from Paisley Meadery Inc

RHS LLC is remodeling the space located at 36 n King St . The Plans were drafted by Structural Hawaii Inc submitted for DBP building permit Approval.

All space will be used as Craft Producer Manufacturing Shop with areas for Bar, Restaurant, Mini Liquor/Grocery , Tourist Shop and Craft Products Wholesale . All Areas and Aspect of the plans are very important for successful business operation and full satisfaction of our customers.

The Manager Karel Kon is experienced Master Distiller, Business Owner , Liquor Developer and Honolulu Bartender Card Holder .

He will hire , fire and delegate all Craft Producer Tasks to General Manager, Food Manager, Beverage Manager, Head Distiller and Shift Managers.

The Liquor Licensing is also important to Our Landlord , United Chinese Society and its members . To Our Customers , Fans and Hawaii Visitors . We received a lot support from local communities, businesses, local leaders incl Mayor Rick Blangiardi, and even from people who do not drink alcohol at all.

We are asking the Honolulu Liquor Commission to Grant Us the liquor license , so we can continue our work , let people enjoy locally made liquor and give the New Generation opportunity learn the Distilling Art from Europe, America to Asia. And if another pandemic come, local people will have an access to Alcohol based Sanitizer, Desinfection liquid and no Boiling Sterilizer. Plus facility to bottle water for Hurricane or other calamity events.

Mahalo very much. Sincerely Karel Kon-Master Distiller

EXHIBIT D

36 N King St

Honolulu | HI 96817-5106



LICENSING INVESTIGATIVE REPORT

DATE: November 18, 2021

SUBJECT: New Application No. 21-23442 from Mekiko Cantina LLC dba Mekiko Cantina, Restaurant General Category: 2 Music/ Dancing at the former location of Just Tacos Kapolei Incorporated dba Just Tacos Mexican Grill & Cantina at 92-1047 Olani St, Space 2-101 Kapolei, HI 96707

COMPANY STRUCTURE:

Mekiko Cantina, LLC: Organized under the laws of the State of Hawaii on March 30, 2021, As a Member-Managed Limited Liability Company. The Members are:

	<u>Title</u>	<u>Ownership</u>
Hemmingway, Inc.	Member	50%
Sunterra Inc.	Member	50%
		100%

Hemmingway Inc.: Organized under the General Corporation Law of California as a corporation on February 26, 2004. 100,000 common shares are authorized to be issued of which 1000 shares are outstanding. The Officers/ Directors/ Shareholders are:

	<u>Title</u>	<u>Shares</u>	<u>Percent</u>
Ahlgren, Wesley	CEO/CFO/ Pres/VP/Treas	490	49%
Ahlgren, Kathleen	Sec	510	51%
		1000	100%

Sunterra Corporation: Organized under the General Corporation Law of California on December 28, 2016. 10,000 common shares are authorized to be issued of which 10,000 shares are outstanding. The Officers/ Directors/ Shareholders are:

	<u>Title</u>	<u>Shares</u>	<u>Percent</u>
Coffin, Darrin	CEO/Sec	10,000	100%
Coffin, Jennifer	CFO	0	0%
		10,000	100%

FINANCIAL STATEMENT FOR MEKIKO CANTINA LLC, AS OF JULY 5, 2021:

Applicant submitted a Financial Statement dated July 1, 2021, and received by the Commission July 6, 2021, and was certified by the applicant to be substantially correct.

TRADE NAME:

According to State of Hawaii Department of Commerce and Consumer Affairs, Form T-1, Application for Registration of Trade Name, dated June 9, 2021, the trade name "Mekiko Cantina" is registered to the applicant from June 9, 2021 till June 8, 2026.

COST AND FINANCING:

According to Kathleen Ahlgren, applicant, financing is a partner investment with approximate cost being \$400,000.

BACKGROUND:

The proposed licensed premises was formerly Just Tacos Kapolei Incorporated dba Just Tacos Mexican Grill & Cantina (R0918), Restaurant General Category 2: Music/ Dancing, at 92-1046 Olani St. Space 2-101 Kapolei, HI 96707, from June 4, 2010 to April 14, 2021 (Not Renewed)

DESCRIPTION OF THE PROPOSED LICENSED PREMISES:

Location: The proposed premises is located at 92-1047 Olani St. Space 2-101 Kapolei, HI 96707, the former location of Just Tacos Kapolei Incorporated dba Just Tacos Grill & Cantina (R0918).

- The proposed premises is irregular in shape. The total area is approximately 72ft x 52ft including an outdoor seating area
 - Outdoor area is approximately 43 ½ ft x 20 ½ ft
 - Perimeter of the outdoor seating area is bordered by planters, applicant
- Dining area approximately 58 ½ ft x 19ft
- Kitchen area approximately 16 ½ ft x 13 ½ ft
 - Walk-in cooler/ freezer area 6 ½ ft x 14 ½ ft
- Bar area approximately 14ft x 26ft
- Men and women restrooms located within the proposed premises
- No dance floor, applicant does not intend to have dancing by customers

See **Exhibit A**, floor plan.

CHURCH, SCHOOL, OR PUBLIC PLAYGROUND WITHIN 500 FEET:

None.

SAME CLASS OF LICENSE WITHIN 500 FEET:

Eggs 'N Things Ko Olina LLC dba Eggs 'N Things Ko Olina (R1349)
92-1047 Olani St. #1-101 Kapolei, HI 96707
Restaurant/ General/ Standard
Approximately 70 feet from the proposed premises

MPK Management Company LLC dba Monkey Pod Kitchen by Merrian
Ko Olina (R1016)
92-1046 Olani St. Kapolei, HI 96707
Restaurant/ General/ Dancing
Approximately 220 feet from the proposed premises

CURRENT NUMBER OF SAME CLASS ISSUED WITHIN THE CITY AND
COUNTY OF HONOLULU:

As of November 15, 2021, there are 537 Restaurant licenses issued within
the City and County of Honolulu, of which 497 licenses are General/ kind.

OTHER MATTERS PERTAINING TO THE APPLICATION WHICH MAY AFFECT
ISSUANCE OF THE LICENSE:

Kind of Business:

- Full service Mexican restaurant and bar
- Hours of Operation:
 - 7 days a week, 11:00am till 10:00pm
- Applicant will employ 20-25 employees and 5 managers
- Applicant will have Traditional Spanish folk music
 - Single musician with acoustic guitar
- There will be **no** dancing

OTHER MATTERS PERTAINING TO THE APPLICATION WHICH MAY AFFECT
ISSUANCE OF THE LICENSE Continued:

Ko Olina Center Retail Lease: West Honolulu Center LLC (Landlord) and Mekiko Cantina, LLC (Tenant), entered into this lease on May 13, 2021.

Section 1.1.13 Tenant Use: "...full-service restaurant serving Mexican food and drinks..."

Term of lease is five (5) years from Commence Date, September 13, 2021, to the last day of the number of lease years.

According to the applicant "based on previous site and our business model the applicant estimates that 71% of sales would be of food and 29% of sales would be of alcohol. The site is setup as a full –service casual restaurant..."

See **Exhibit B**, Business plan.

NOISE IMPACT EVALUATION:

Applicant intends to have live entertainment in the outdoor area of the proposed premises. Due to this factor in my opinion the containment of noise is rated "**Poor**".

Applicant stated live entertainment will be a single musician playing an acoustic guitar and will be positioned facing the restaurant. There will be no outdoor speakers.

Applicant intends to implement and install barrier to aid in containing the noise emanating from the entertainer.

See **Exhibit C**, Noise impact evaluation.

ZONING CLEARANCE:

A valid Department of Planning and Permitting zoning clearance dated June 17, 2021, was received by the Commission on June 28, 2021.

HAWAII REVISED STATUTES SECTION 281-56(a)(9) STATEMENT:

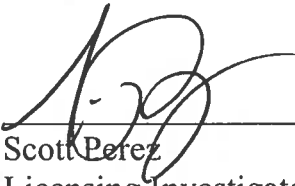
As of November 15, 2021, there are no known potential adverse effects on the surrounding community specific to the premises. All potential adverse effects reported staff before the Public Hearing will be forwarded to the Commission for its consideration.

NEIGHBORHOOD BOARD NOTIFICATION:

The applicant shall directly notify the chair of the neighborhood board in which the applicant's place of business is located, in writing and delivered by certified mail, return receipt requested. The return receipt from the certified mailing shall be submitted to the Liquor Commission before a liquor license is issued.

OPINION:

Statutory requirements of this application have been met.



Scott Perez
Licensing Investigator

Reviewed by:

Daniel Sato
Supervising Investigator 

LOUISA LEROUX
 ARCHITECTURE
 1000 Kalia Road, Suite 100
 Honolulu, Hawaii 96825
 Tel: (808) 277-0246
 llorenz@louisalexander.com

INVERT DESIGN STUDIOS
 1001 S Street
 San Diego, California 92102
 Tel: (619) 591-0880

Client
MEKIKO
 Cantina
 Ko Olina Center
 1001 S Street, Unit 2-101
 Kapolei, Hawaii 96707
 TMK: 5-1-088-008

Stamp

This work was prepared by me or under my supervision and control and I am a duly licensed professional architect in the State of Hawaii. I will be under no obligation to defend this project in any court of law.

Version

1	
2	
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5	

Sheet Content

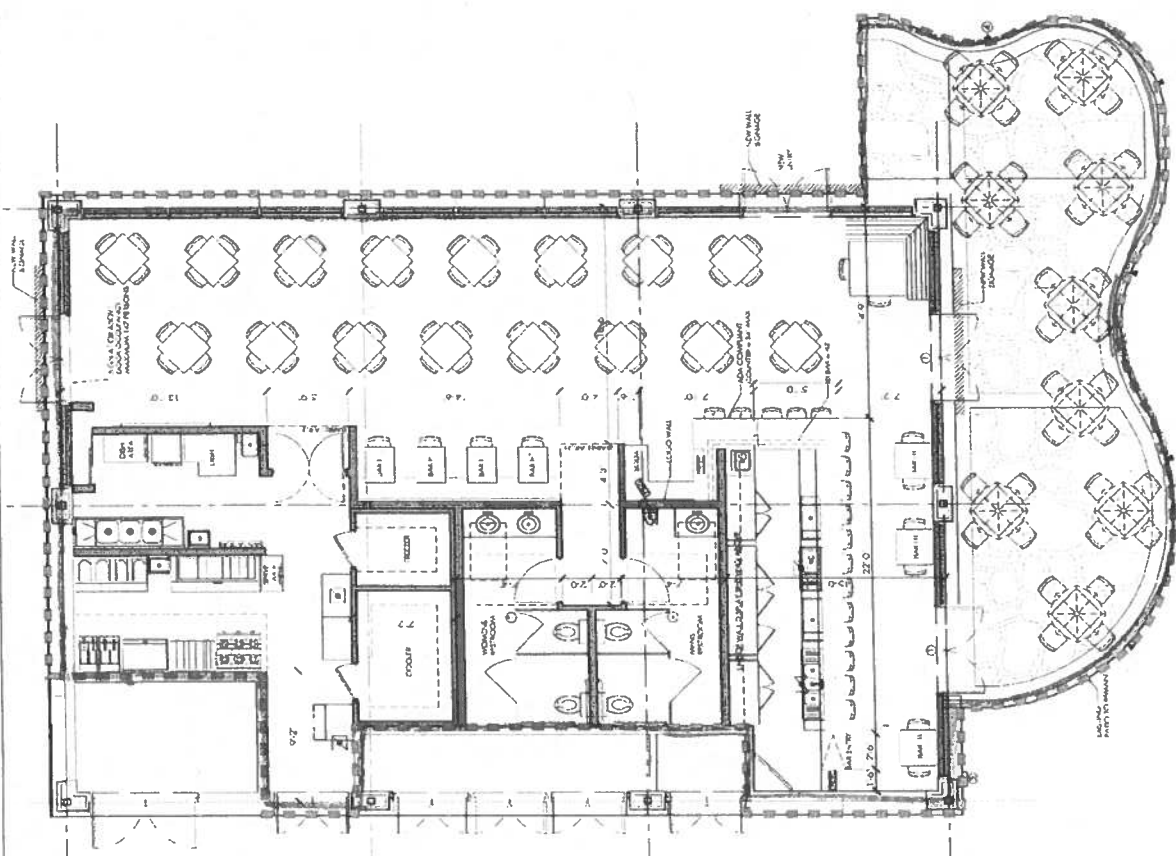
**ALCOHOL
BOUNDARY**

These drawings are the property of Invert Design Studios and are not to be reproduced, copied, or used in any way without the written consent of Invert Design Studios. The design and technical information contained herein is for the use of the client only and is not to be used for any other purpose. The client agrees to hold Invert Design Studios harmless from any and all claims, damages, or costs arising from the use of these drawings.

Designer: IR
 Date: 10/1/10
 Scale: 1/8" = 1'-0"

Sheet: 3 of 8
A-2.1

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FLOOR PLAN
 1/8" = 1'-0"

LEGEND AND EXPLANATIONS

- 1. FLOOR FINISH
- 2. FLOOR DRAIN
- 3. GAS OUTLET
- 4. ALL EXISTING DOORS TO BE EQUIPPED WITH ALUMINUM HANDLES
- 5. SEATING BY OWNER
- 6. GAS LINE CONNECTION AND SWITCH
- 7. CANTINA LUNCHES
- 8. WALL MOUNTED TV POWER FROM CEILING OUTLET
- 9. DISPLAY CABINET WITH LOCKABLE GLASS DOORS
- 10. 1/4" RECESSED CHAIR FOR WATER HEATER

AREA CALCULATIONS

DINING AREA	1,208 SF
BAR AREA	208 SF
KITCHEN	454 SF
RESTROOM	332 SF
TOTAL INTERIOR	2,202 SF
OUTDOOR DINING AREA	2,607 SF
TOTAL DINING BAR & KITCHEN	2,217 SF
TOTAL DINING BAR & KITCHEN	18 SF / PARADE - 1275 GALL

NOTES
 1. ALL WALLS BATHROOMS KITCHEN & BAR IS EXISTING - TO REMAIN ONLY TO BE RE-FINISHED
 2. ALL EXISTING DOORS TO BE RE-FINISHED

MEKIKO CANTINA
 FRESH MEXICAN
 NEW WALL SIGNAGE - 3 LOCATIONS

EXHIBIT A

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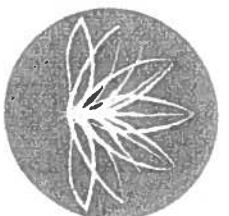


FOOD & ALCOHOL SALES

Based on the previous site and our business model we estimate that we will have 71% Food Sales and 29% Alcohols sales.

The site is setup up as a full-service casual restaurant and the bar space occupies only occupies only 16% of the entire establishment. While the kitchen and dining areas represents over 65% of the space.

MEKIKO CANTINA
Ko Olina



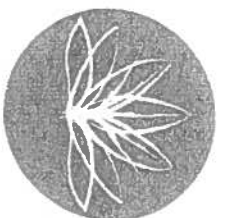
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EXHIBIT B

	2021	2022	2023	2024	2025	2026
Revenues	\$ 3,000,000	\$ 3,090,000	\$ 3,182,700	\$ 3,278,181	\$ 3,376,526	\$ 3,477,822
Food Sales	\$ 2,130,000	\$ 2,193,900	\$ 2,259,717	\$ 2,327,509	\$ 2,397,334	\$ 2,469,254
Alcohol Sales	\$ 870,000	\$ 896,100	\$ 922,983	\$ 950,672	\$ 979,193	\$ 1,008,568
Cost of Goods % Assumption	29.0%	29.0%	29.0%	29.0%	29.0%	29.0%
Cost of Goods \$	\$ 870,000	\$ 896,100	\$ 922,983	\$ 950,672	\$ 979,193	\$ 1,008,568
GROSS MARGIN	\$ 2,130,000	\$ 2,193,900	\$ 2,259,717	\$ 2,327,509	\$ 2,397,334	\$ 2,469,254
Labor Expense %	28.00%	28.00%	28.00%	28.00%	28.00%	28.00%
Loaded Labor Expense \$	\$ 840,000	\$ 865,200	\$ 891,156	\$ 917,891	\$ 945,427	\$ 973,790
Labor Tax Expense %	12.35%	12.35%	12.35%	12.35%	12.35%	12.35%
Labor Tax Expense	\$ 103,740	\$ 106,852	\$ 110,058	\$ 113,359	\$ 116,760	\$ 120,263
Occupancy Costs %	7.86%	8.86%	9.20%	9.84%	9.84%	9.97%
Occupancy Costs	\$ 193,169.32	\$ 198,964.40	\$ 204,733.18	\$ 210,675.02	\$ 216,795.12	\$ 223,098.82
Percentage Rent	\$ 42,534	\$ 74,710	\$ 87,944	\$ 112,042	\$ 115,403	\$ 123,507
Royalty Costs %						
Health Insurance	\$ 75,000	\$ 76,500	\$ 78,030	\$ 79,591	\$ 81,182	\$ 82,806
Marketing Costs %	1.0%	1.0%	1.0%	1.0%	1.0%	1.0%
Marketing Costs \$	\$ 30,000	\$ 30,900	\$ 31,827	\$ 32,782	\$ 33,765	\$ 34,778
Other Expenses %	10.9%	12.1%	12.0%	11.9%	11.8%	11.8%
Accounting	\$ 12,272	\$ 12,517	\$ 12,768	\$ 13,023	\$ 13,284	\$ 13,549
Insurance	\$ 27,789	\$ 28,345	\$ 28,912	\$ 29,490	\$ 30,080	\$ 30,681
Professional/Legal Expense	\$ 23,400	\$ 23,868	\$ 24,345	\$ 24,832	\$ 25,329	\$ 25,835
Workers Comp Insurance	\$ 18,617	\$ 18,989	\$ 19,369	\$ 19,757	\$ 20,152	\$ 20,555
Permits/License/Insurance	\$ 5,500	\$ 5,610	\$ 5,722	\$ 5,837	\$ 5,953	\$ 6,072
Utilities	\$ 40,000	\$ 60,000	\$ 61,200	\$ 62,424	\$ 63,672	\$ 64,946
Repairs/Maintenance/Supplies	\$ 105,000	\$ 108,150	\$ 111,395	\$ 114,736	\$ 118,178	\$ 121,724
Office Supplies/Expenses	\$ 5,600	\$ 5,712	\$ 5,826	\$ 5,943	\$ 6,062	\$ 6,183
Bank Charges	\$ 72,000	\$ 74,160	\$ 76,385	\$ 78,676	\$ 81,037	\$ 83,468
Travel/Misc Expenses	\$ 56,000	\$ 57,120	\$ 58,262	\$ 58,845	\$ 59,433	\$ 60,028
Interest Expense	\$ -	\$ 20,000	\$ 20,000	\$ 20,000	\$ 20,000	\$ 20,000
Loan Payment	\$ -	\$ 80,000	\$ 80,000	\$ 80,000	\$ 80,000	\$ 80,000
Total Other Expenses	\$ 366,178	\$ 494,472	\$ 504,184	\$ 513,563	\$ 523,180	\$ 533,041
TOTAL EXPENSES	\$ 1,650,621	\$ 1,847,598	\$ 1,907,932	\$ 1,979,902	\$ 2,032,513	\$ 2,091,284
TOTAL CASHFLOW	\$ 479,379	\$ 346,302	\$ 351,785	\$ 347,606	\$ 364,820	\$ 377,969
MARGIN	16.0%	11.2%	11.1%	10.6%	10.8%	10.9%
BASE MANAGEMENT FEE	\$ 100,000	\$ 100,000	\$ 100,000	\$ 100,000	\$ 100,000	\$ 100,000
PROFIT SHARING FEE	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
NET CASHFLOW	\$ 379,378.68	\$ 246,301.82	\$ 251,784.60	\$ 247,606.29	\$ 264,820.49	\$ 277,969.48

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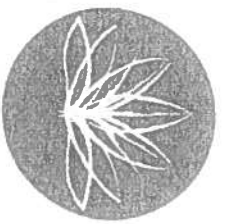
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ESTIMATED

FOOD SALES	71%
ALCOHOL SALES	29%

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2021 JUN 28 P 4:11



RESTAURANT SPACE ALLOCATION

BAR SPACE	16.15%
DINING	46.82%
KITCHEN	22.28%

NOISE IMPACT EVALUATION

PREMISES: Mekiko Cantina LLC dba Mexiko Cantina LIC. NO. _____

ADDRESS: 92-1047 Olani St. Space 2-101 Kapolei, HI 90707

DATE: 8 November 2021 W/IN 500 FT. _____ W/IN 100 FT. _____

TOTAL NO. OF OWNERS/LESSEES OF RECORD _____

TOTAL NO. OF CONDOMINIUMS _____

TOTAL NO. OF COOPERATIVE APT. OWNERS _____

ZONING DESCRIPTION B2, Business Community
(Residential, Commercial, etc.)

STRUCTURAL DESCRIPTION OF LICENSED PREMISES:

WALLS: HOL. TILE _____ MASONRY ☒ WOOD _____ GLASS _____

GYPSUM _____ OTHER _____

APPROXIMATE PERCENTAGE OF WINDOW SPACE 5%

DOUBLE DOORS (inner & outer): YES _____ NO ☒

UNENCLOSED SECTION(S) OF PREMISES (lanai, courtyard, etc.):

Lanai at the main end of the premises is open air.
There will be no out door speakers.

AIR-CONDITIONED: YES ☒ NO _____

POTENTIAL OF PREMISES TO ADEQUATELY CONTAIN NOISE:

POOR ☒ FAIR _____ GOOD _____

REMARKS:

Applicant intends to have a single musician playing acoustic guitar
Situated in the outside seating area facing the proposed premises
Applicant may implement outdoor sound barriers.

INVESTIGATOR/III _____

Perez Scott

{NOTE: EVALUATION IS NOT BASED ON TECHNICAL QUALIFICATIONS OF THE INVESTIGATOR, AND NO CLAIM TO THE CONTRARY IS MADE OR IMPLIED.}



LICENSING INVESTIGATIVE REPORT

DATE: November 16, 2021

SUBJECT: Application No. 22-24010 from Repetti's Provisions LLC, dba Repetti's Provisions LLC, for a Restaurant General (Category 1 – Standard) license at 377 Keahole Street, Unit C-4, Honolulu

COMPANY STRUCTURE:

Repetti's Provisions LLC: Organized under the laws of the State of Hawaii on May 17, 2021 as a member-managed limited liability company.

The sole member of the company is:

		<u>Percent</u>
Charles Clarke	Member	100%

See **Exhibit A** for biographical background information on the principal. Criminal History Clearance form has been received.

FINGERPRINTS:

Charles Clarke must be fingerprinted by Fieldprint prior to the issuance of the license. Federal Bureau of Investigation clearance is pending.

FINANCIAL STATEMENT OF REPETTI'S PROVISIONS LLC, AS OF OCTOBER 31, 2021:

Financial Statement of the Applicant, dated November 1, 2021, was submitted to the Commission and certified by the Applicant to be substantially correct, as of October 31, 2021.

COST AND FINANCING:

It will cost \$750,000 to establish the business, \$100,000 of which will be from the landlord, \$450,000 from bank loan, and the remaining \$200,000 paid by Charles Clarke.

DESCRIPTION OF THE PROPOSED LICENSED PREMISES:

Location: The proposed licensed premises will be Unit C-4 in the Hawaii Kai Shopping Center located at 377 Keahole Street, Honolulu.

Details of premises

- Approximately 1,234 square feet
- Irregular in shape, approximately 24 feet by 63 feet overall
- Customer seating area, kitchen, restroom.

See **Exhibit B**

Parking: There is shared parking for customers available at the Hawaii Kai Shopping Center.

CHURCH, SCHOOL, OR PUBLIC PLAYGROUND WITHIN 500 FEET:

There are none located within 500 feet of the proposed premises.

SAME CLASS OF LICENSE WITHIN 500 FEET OF PREMISES:

Next Wave Hospitality LLC
Dbas Liko's Tap & Table (R1336)
377 Keahole Street, Store C-2
20 feet east of the premises

CURRENT NUMBER OF SAME CLASS ISSUED WITHIN THE CITY AND COUNTY OF HONOLULU:

As of November 16, 2021, there are 537 Restaurant licenses issued within the City and County of Honolulu, of which 497 are of the Restaurant General kind.

OTHER MATTERS PERTAINING TO THE APPLICATION THAT MAY AFFECT ISSUANCE OF THE LICENSE:

Kind of Business: The business will be a pizza parlor plus selected Italian food. The hours of operation will be from 10:00 a.m. to 10:00

p.m. daily. Charles Clarke will manage restaurant (for the first year) with approximately 20 employees.

Business Plan:

See **Exhibit C**

Lease: According to Lease Agreement, made and executed September 21, 2021, Linda S. Lazo, as Receiver for Hawaii Kai Dunhil IDG Limited Partnership (Landlord) leases to Repetti's Provisions LLC (Tenant) approximately 1,234 square feet of space designated as Space #C-4 of Building C in the Hawaii Kai Shopping Center located at 377 Keahole Street, Honolulu.

Term:

Commencement Date: September 21, 2021

Termination Date: 10th anniversary of September 21, 2021 (Rent Commencement Date)

ZONING CLEARANCE:

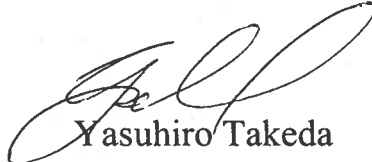
A valid Zoning Clearance issued by the City and County of Honolulu Department of Planning and Permitting must be submitted to the Liquor Commission before a liquor license is issued.

HAWAII REVISED STATUTES SECTION 281-56(a)(9) STATEMENT:


As of November 16, 2021, there are no known potential adverse effects on the surrounding community specific to the premises. All potential adverse effects reported to staff before the Public Hearing will be forwarded to the Commission for its consideration.

OPINION:

In my opinion, statutory requirements have been met.


Yasuhiro Takeda
Licensing Investigator

Reviewed by:


Daniel Sato
Supervising Licensing Investigator
11/17/11
wh

LIQUOR COMMISSION
CITY AND COUNTY OF HONOLULU
 711 KAPIOLANI BOULEVARD, SUITE 600, HONOLULU, HAWAII 96813-5249
 PHONE (808) 768-7300 • EMAIL HLC@honolulu.gov
 INTERNET ADDRESS: www.honolulu.gov/liq

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2021 NOV -3 A 9:43

PERSONAL HISTORY AND AFFIDAVIT

Rule 3-83-53.1

NAME CLARKE, CHARLES JAMES SOCIAL SECURITY NO. _____
 (Last, First Middle Maiden)

RESIDENTIAL ADDRESS _____ APT. NO. _____

CITY _____ STATE _____ ZIP CODE _____

BUS. PH (808) 269-6960 MOBILE PH _____ EMAIL _____

PLACE OF BIRTH _____ DATE OF BIRTH _____ AGE _____ MARITAL STATUS Married
 (City, State) (MM/DD/YYYY)

NO. OF YEARS COMPLETED IN HIGH SCHOOL 12 YEAR COMPLETED 1978

NAME OF HIGH SCHOOL NEPTUNE HIGHT SCHOOL, Neptune NJ.
 (include City and State)

NO. OF YEARS COMPLETED IN COLLEGE 7 YEAR COMPLETED 1985

NAME OF COLLEGE BROOKDALE COMMUNITY, STOCKTON STATE, PENN STATE
 (include City and State)

OTHER EDUCATION / YEAR(S) ATTENDED MBA PENN STATE '85

CITIZENSHIP* _____ DATE ARRIVED IN HAWAII (if applicable) _____
 *If not a U.S. citizen, indicate type of Visa, or Resident Alien Card No., or Immigration Department No.

EMPLOYMENT RECORD (from the time school was completed to present; also indicate any periods of unemployment):

FROM MONTH/YEAR	TO MONTH/YEAR	POSITION	EMPLOYER	LOCATION
1978-79	7/78	PIZZAMAN	TAMU'S PIZZA	Asbury Park NJ
7/1978	7/1985	" "	BEAMER PIZZA	Neptune NJ
8/85	8/86	ANALYST	RESORIS INTL.	Atlantic City, NJ
9/86	9/89	ANALYST	TRUMP T&S MALL	Atlantic City, NJ
10/89	7/90	ANALYST	TRUMP T&S MALL	Atlantic City, NJ
8/90	7/91	PIZZAMAN	BEAMER'S PIZZA	Neptune, NJ
8/91	7/95	PIZZAMAN	SELF (Vince Cafe)	Belmar, NJ
11/94	11/2006	" "	SELF (Sapias)	Alentia NJ
8/2006	present	" "	SELF (Sapias: Mv.)	Pukalani, HI
8/2015	present	" "	SELF (Pukalani F. Pukalani)	Lanikai, HI

(If additional space is needed, please attach a separate sheet)

NOTARY INITIAL: _____

List your experience in the liquor industry:

HAD A LIQUOR LICENSE SINCE 2015
AT PUKA ST. PIZZA, LAHA'ANA. HAD A LIQUOR
LICENSE SINCE JANUARY 2020 AT SEAPIKAI PIZZA,
PUKALANI

Will you devote time to manage the subject business?

☒ YES ☐ NO

If answer is "YES", will it be ☒ FULL TIME, or ☐ PART-TIME?

I, CHARLES J. CLARKE, of _____
(Print Applicant's Full Name)

(Residential Address, City, State, Zip Code)

being first duly sworn, deposes, and says, that the above information is true and correct and that I

(☐ have or ☒ have not) been convicted of any felony charge.

Signature

PASSPORT
REQUIRE
PHOTO
AFFIX 2"



FOR NOTARY USE ONLY

STATE OF HAWAII Mau }
City and County of Honolulu } SS.

On this 28th day of October, in the year of 2021, personally appeared

Charles James Clarke

who proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to within the foregoing instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by (his/her/their signature(s) on the aforementioned instrument the person, or the entity upon behalf of which the person(s) acted, executed 'red instrument in free act and deed.

Signature of applicant(s) before Notary

Subscribed and sworn to before me this:

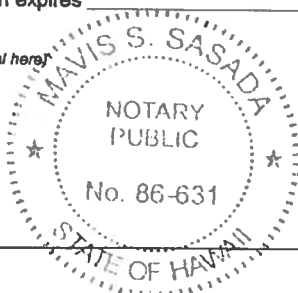
28th day of October, 2021

Print Name: MAVIS S. SASADA

Notary Public, State of Hawaii

My commission expires My Commission Expires: 7-13-2025

(Place Notary Stamp or Seal here)



NOTARY CERTIFICATION

Date of Doc: 10/28/21 # of Pages: 2

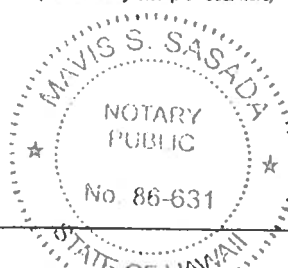
Notary Name: MAVIS S. SASADA 2nd Circuit

Doc. Description: Personal History and Affidavit

Notary Signature

Date

(Place Notary Stamp or Seal here)



GENERAL EQUIPMENT PLAN NOTES

1. REFER TO THE ATTACHED KITCHEN DESIGN DRAWINGS, FURNISHED FOR REFERENCE. THE KITCHEN EQUIPMENT SHALL BE PROVIDED AND INSTALLED BY THE OWNER'S KITCHEN CONSULTANT. THE KITCHEN CONSULTANT SHALL BE RESPONSIBLE FOR PROVIDING IN THE UNITS FOR THE KITCHEN EQUIPMENT AS INDICATED ON THE KITCHEN DRAWINGS AND KITCHEN BRANES.
2. VERIFY FLOOR CONDITIONS AND LOCATIONS OF ALL PLUMBING, STRUCTURAL, ELEVATORS AND OTHER APPLICABLE ITEMS. NOTIFY PROJECT MANAGER OF ANY DISCREPANCIES OR CHANGES FOR CLASH LAYOUT.
3. LAYOUT EQUIPMENT PRIOR TO START OF WORK TO CORROBORATE THAT CROSS ROUTE.
4. PROTECT EQUIPMENT AND PLUMBING FINISHES THAT ARE TO REMAIN. CLEAN AND RETURN FOR REUSE.

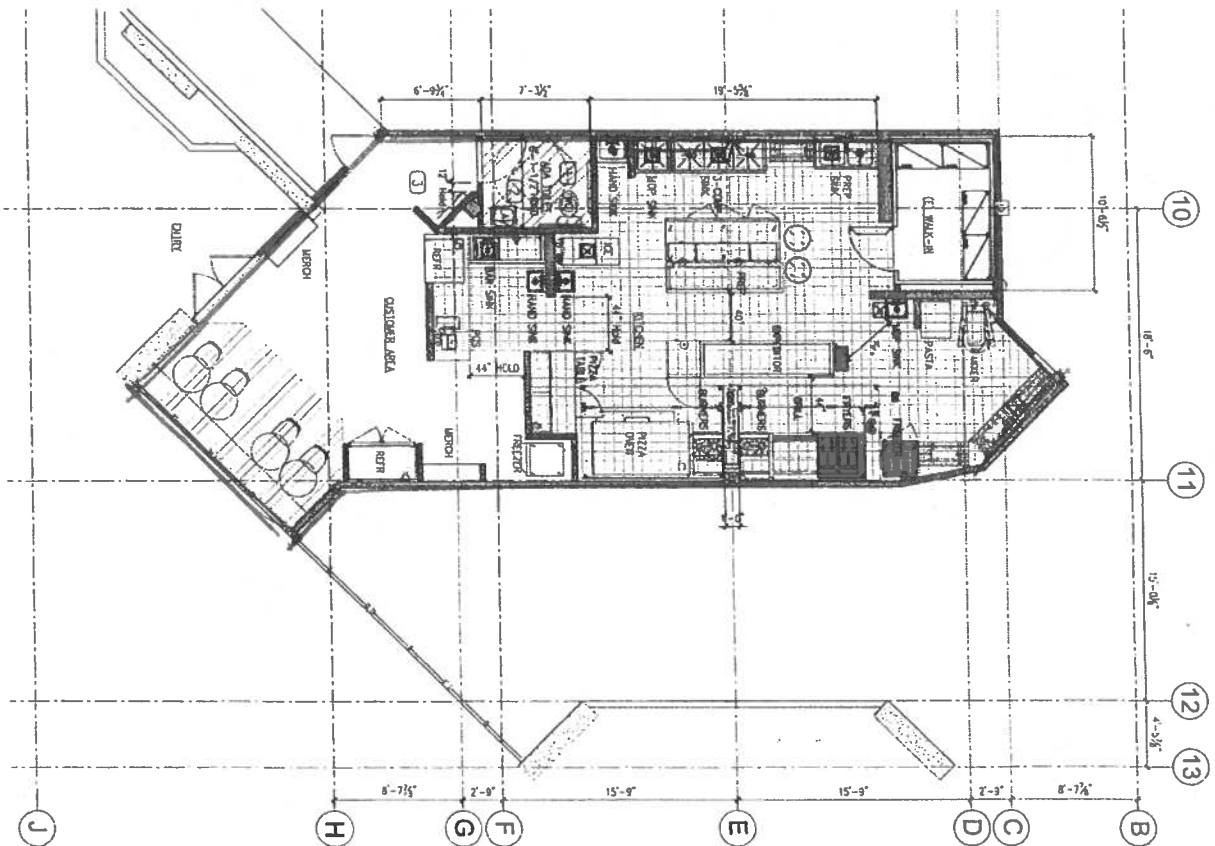
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2021 NOV -3 A 9:43



1 FF&E PLAN
SCALE: 1/8" = 1'-0"

0 2 4



A103

FF&E PLAN

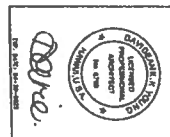
NO. ISSUE	DESCRIPTION	BY	CHECK
5-10-11	BUILDING PERMIT	DT	DT

UNIT

Original floor plan is 12' x 18'.
This plan is a reproduction of the original floor plan.
It is not to be used for construction purposes.

TENANT IMPROVEMENT
REPETTI'S PROVISIONS
HAWAII KAI SHOPPING CENTER
377 KEAHOE ST. SUITE C-4
HONOLULU, HI 96825

Must be kept
in the project
at all times
by the owner
or its agent



DAVID A. JONES, INC.
2095 Kalia Avenue, Suite 100
Honolulu, Hawaii 96815
Phone: (808) 591-0800
Email: dajones@da-jones.com

EXHIBIT B

30% Justification

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The Applicant operates two restaurants in Maui. He started one in 2015, and the other in 2020.

Applicant's proposed restaurant will be similar to his two Maui restaurants.

Based on these operations he predicts a 70% food to 30% liquor sales.

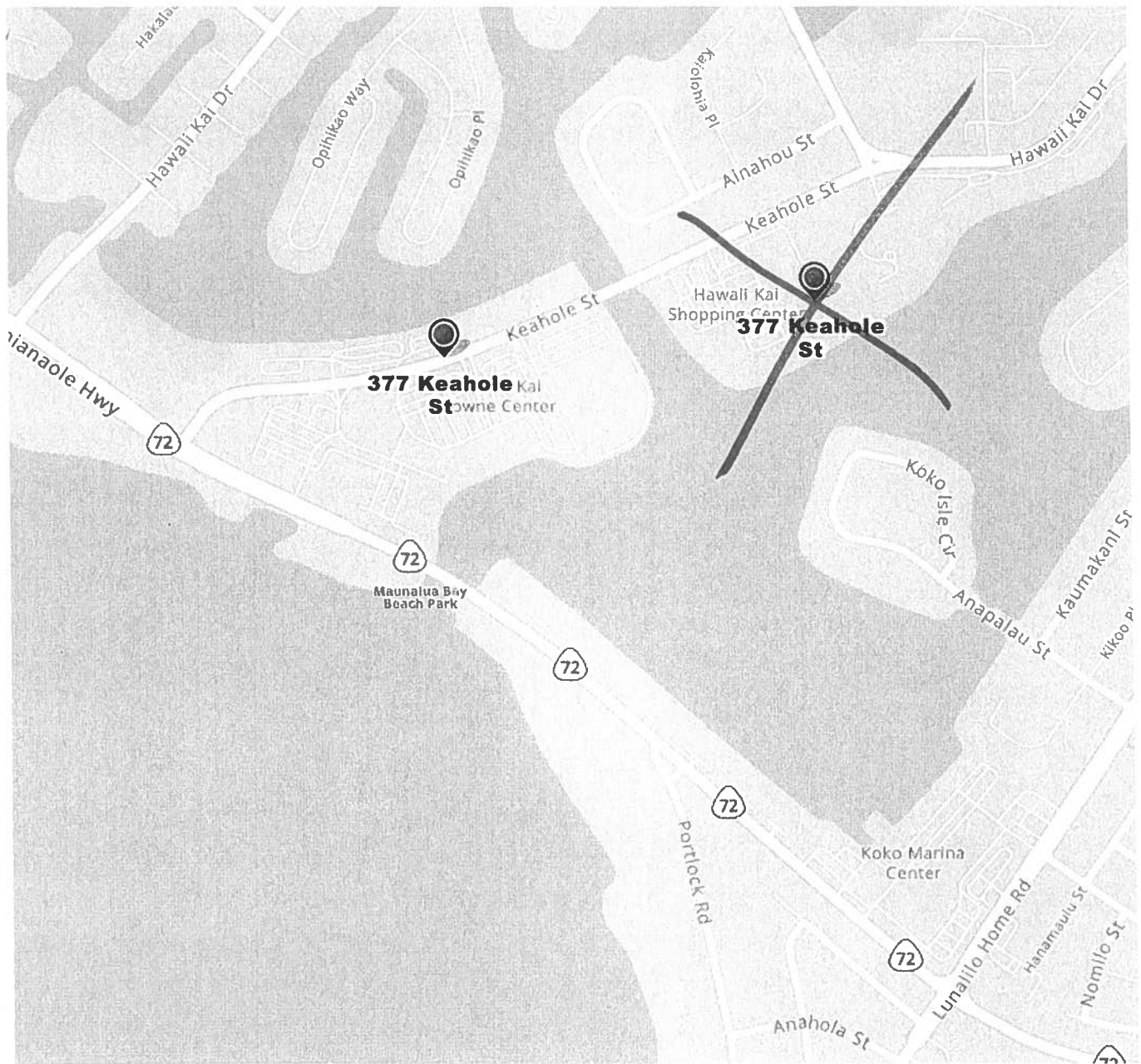
Respectfully submitted,



Wayne Luke,
Attorney for Applicant

11-2-2021

EXHIBIT C



LICENSING INVESTIGATIVE REPORT

DATE: November 19, 2021

SUBJECT: Stand-Alone Temporary application No. 22-23885 from Good Company 2.0 LLC, dba Pint and Jigger, for a Stand-Alone Temporary Restaurant General Category 2: Live Entertainment/Music/Dancing License at the former location of Arigatto USA Inc., dba Yuzu Ala Moana located at 410 Atkinson Drive, Space 1F4 R0968-Not Renewed

COMPANY STRUCTURE:

GOOD COMPANY 2.0 LLC: was formed under the laws of the State of Hawaii on December 17, 2019, as member-managed limited liability company.

The sole member is:

<u>Name</u>	<u>Title</u>	<u>Percentage</u>
Good Company LLC	Member	100%

GOOD COMPANY LLC: was formed under the laws of the State of Hawaii on February 3, 2012, as manager-managed limited liability company.

The managers/members are:

<u>Name</u>	<u>Title</u>	<u>Percentage</u>
Hideo Simon	Manager-Member	50%
David Newman	Manager-Member	50%
		Total 100%

FINGERPRINTS:

Not Required.

FINANCIAL STATEMENT OF GOOD COMPANY 2.0 LLC AS OF SEPTEMBER 1, 2021:

Financial Statement was submitted to the Commission and certified by the applicant to be substantially correct, as of September 1, 2021.

TRADE NAME:

The applicant has filed a State of Hawaii Department of Commerce and Consumer Affairs Assignment of Trade Name. The name "Pint and Jigger" is assigned and registered to the applicant on September 25, 2020, to September 22, 2024.

NEW APPLICATION FILED:

The applicant filed a New Application #22-23886 on October 6, 2021.

BACKGROUND:

Liquor Commission records reveal that the former Restaurant General Category 2: Music/Dancing license under Arigatto USA Inc., dba Yuzu Ala Moana was in effect since November 3, 2011, until July 8, 2015, when it was not to renewed.

WAIVER REQUEST:

On October 14, 2021, during the Commission Hearing the applicant requested waiver of rule 3-82-32.1 requiring a temporary license application be filed within five (5) working day of the cancellation of the previous license or the closing of the business. The Commission approved the applicant's request.

LANDLORD CONSENT:

According to HLC Form LIQ-LIC-142, Landlord Authorization for the Sale and Service of Liquor, Daniel Bernard, General Manager for MG Hotels North America LLC, (as landlord) consents the applicant to apply for a permanent and temporary liquor license.

LIQUOR PURCHASE:

The applicant is aware of Sec. 281-32, HRS, which requires that all liquor purchases made under a temporary license must be paid for in cash, check, or certified check at the time of delivery of liquor and that all liquor must be purchased from a licensed wholesaler.

EFFECTIVE DATE OF TEMPORARY LICENSE:

Unless otherwise approved by the Commission the temporary license will be effective no later than 7 days after its approval by the liquor Commission.


OPINION:

In my opinion, the applicant has complied with the minimum requirements of filing this temporary application.



Daniel Sato
Supervising Investigator

Reviewed by:



11/26/2021

Peter Nakagawa
Chief Investigator *wh*

LICENSING INVESTIGATIVE REPORT

DATE: November 12, 2021

SUBJECT: Stand-Alone Temporary Application No. 22-23939 from Cess Corporation dba Ken-G'Z Bar and Grill, for a Stand-Alone Restaurant General (Category 1: Standard) license, at the former location of The Nook Bistro LLC. dba The Nook Bistro LLC, Restaurant General (Category 1: Standard) license located at 1035 University Ave, Unit #105, Honolulu

NOTIFICATION OF AUTHORIZED AGENT:

In form LIQ-LIC-106, Notification of Authorized Agent, dated and received by the commission October 18, 2021, Cess Corporation authorizes Naomi Cole to represent them in all liquor related matters.

COMPANY STRUCTURE:

Cess Corporation: was incorporated under the laws of the State of Hawaii on November 30 2020, as a corporation authorized to issue 1,000 shares of common stock, of which 1,000 shares are issued.

The sole Officer, Director, and Shareholder is:

		<u>Shares</u>	<u>Percent</u>
<u>Shiimura, Kenya</u>	<u>P/VP/S/T/D/SH</u>	<u>1,000</u>	<u>100%</u>
	Total	1,000	100%

For further details of Kenya Shiimura, see **Exhibit A** for biographical information. CJIS Computer System checks are negative for felony convictions. FBI checks are pending.

FINGERPRINTS:

Kenya Shiimura will schedule fingerprinting at "Fieldprint Fingerprinting Services" for on a later date. Results are pending.

FINANCIAL STATEMENT OF CESS CORPORATION AS OF SEPTEMBER 30, 2021:

Applicant submitted a Financial Statement to the Commission and certified by the applicant to be substantially correct as of October 1, 2021.

NEW APPLICATION FILED:

The applicant filed for a New Liquor License, Application 22-23940 on October 19, 2021.

LANDLORD CONSENT:

According to the LIC-LIQ-142 "Landlord Authorization For Sale and Service of Liquor" form submitted by Trustees of the Estate of Bernice Pauahi Bishop (Landlord) dated October 12, 2021, allows the applicant to sell and serve liquor on the premises.

LIQUOR PURCHASE:

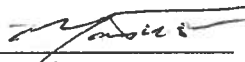
The applicant is aware of Sec. 281-32, HRS, which requires that all liquor purchases made under a temporary license must be paid for in cash, check, or certified check at the time of delivery of liquor and that all liquor must be purchased from a licensed wholesaler.

EFFECTIVE DATE OF TEMPORARY LICENSE:


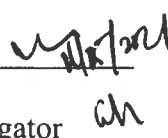
Unless otherwise approved by the Commission the temporary license will be effective no later than 7 days after its approval by the liquor Commission.

OPINION:

In my opinion, the applicant has complied with the minimum requirements of filing this temporary application.


Matthew Foster
Licensing Investigator

Reviewed by:


Daniel Sato
Supervising Investigator 

LIQUOR COMMISSION
CITY AND COUNTY OF HONOLULU
 711 KAPIOLANI BOULEVARD, SUITE 600, HONOLULU, HAWAII 96813-5249
 PHONE (808) 768-7300 • EMAIL HLC@honolulu.gov
 INTERNET ADDRESS: www.honolulu.gov/liq

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 C&C OF HONOLULU

PERSONAL HISTORY AND AFFIDAVIT

2021 OCT 18 P 4:20

Rule 3-83-53.1

NAME Shiimura Kenya SOCIAL SECURITY NO. _____
 (Last, First Middle Maiden)

RESIDENTIAL ADDRESS _____ APT. NO. _____

CITY _____ STATE HI ZIP CODE _____

BUS. PH (808) 232-5438 MOBILE PH (____) _____ EMAIL _____

PLACE OF BIRTH _____ DATE OF BIRTH _____ AGE _____ MARITAL STATUS _____
 (City, State) (MM / DD / YYYY)

NO. OF YEARS COMPLETED IN HIGH SCHOOL 3 YEAR COMPLETED _____

NAME OF HIGH SCHOOL Zeze High School, Otus City, Shiga Prefecture, Japan
 (include City and State)

NO. OF YEARS COMPLETED IN COLLEGE 6 YEAR COMPLETED 1999

NAME OF COLLEGE Master's in Sociology, University of Missouri Columbia, Missouri
 (include City and State)

OTHER EDUCATION / YEAR(S) ATTENDED n/a

CITIZENSHIP* _____ DATE ARRIVED IN HAWAII (if applicable) _____
 *If not a U.S. citizen, indicate type of Visa, or Resident Alien Card No., or Immigration Department No.

EMPLOYMENT RECORD (from the time school was completed to present; also indicate any periods of unemployment):

FROM MONTH/YEAR	TO MONTH/YEAR	POSITION	EMPLOYER	LOCATION
6/1999	6/2002	None	Taiko Corporation	Hyogo, Japan
7/2002	6/2005	Labor Attorney	Taikii Law Office	Hyogo, Japan
7/2005	5/2011	General Manager	Toridoll Co.	Hyogo, Japan
6/2011	8/2016	President	Toridoll USA Co.	Honolulu, HI
9/2016	12/2016	Unemployment		
12/2016	Present	Owner	AINO LLC	Honolulu, HI

(If additional space is needed, please attach a separate sheet)

NOTARY INITIAL: _____

List your experience in the liquor industry: None

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C&C OF HONOLULU

2021 OCT 18 P 4:28

Will you devote time to manage the subject business? ☒ YES ☐ NO

If answer is "YES", will it be ☒ FULL TIME, or ☐ PART-TIME?

I, Kenya Shiimura

(Print Applicant's Full Name)

, of

(Residential Address, City, State, Zip Code)

being first duly sworn, deposes, and says, that the above information is true and correct and that I
(☐ have or ☒ have not) been convicted of any felony charge.

Signature



FOR NOTARY USE ONLY

STATE OF HAWAII
City and County of Honolulu

} SS.

On this 1TH day of OCTOBER, in the year of 2021, personally appeared
KENYA SHIIMURA

who proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to within the foregoing instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the aforementioned instrument the person, or the entity upon behalf of which the person(s) acted, executed the aforementioned instrument in free act and deed.

Signature of applicant(s) before Notary

Subscribed and sworn to before me this:

1TH day of OCTOBER, 2021

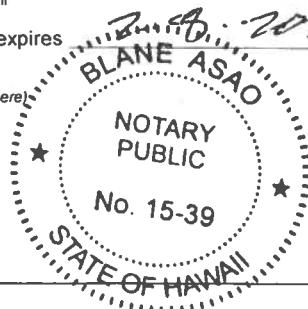
Signature of Notary

Print Name ☒
Notary Public, State of Hawaii

Blane Asao

My commission expires 2-28-2023

(Place Notary Stamp or Seal here)



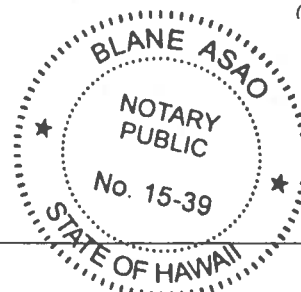
NOTARY CERTIFICATION

Date of Doc: 10.7.2021 # of Pages: 2
Notary Name: Blane Asao Not Circuit
Doc. Description: PERSONAL HISTORY
AND AFFIDAVIT

Notary Signature

Date

(Place Notary Stamp or Seal here)



LICENSING INVESTIGATIVE REPORT

DATE: November 18, 2021

SUBJECT: Temporary application No. 22-23985 from MG-Hila LLC, dba Stripsteak, for a Temporary Restaurant General (Category 2 – Live entertainment, recorded music and dancing) license at the current site of TM-IMP Restaurant LLC, dba Stripsteak, 2330 Kalakaua Avenue, Store No. 330, Honolulu (R1176)

COMPANY STRUCTURE:

MG-Hila LLC: Organized under the laws of the State of Delaware on December 1, 2015 as a manager-managed limited liability company, the company was duly registered to do business in the State of Hawaii as a foreign limited liability company on March 3, 2016. The member and manager of the company is:

		<u>Percent</u>
The Mina Group LLC	Member/Manager	100%

The Mina Group LLC: Organized under the laws of the State of California on July 2, 2003 as a manager-managed limited liability company. The members and managers of the company are:

		<u>Percent</u>
MG Holdings LLC	Member	100%
Michael Mina	Manager	0%
Steve Miller	Manager	0%
Michael Marks	Manager	0%

FINANCIAL STATEMENT FOR MG-HILA LLC, AS OF AUGUST 2021:

Financial Statement of the Applicant, dated October 26, 2021, was submitted to the Commission and certified by the Applicant to be substantially correct, as of August 2021.

CONSIDERATION:

According to an unexecuted Bill of Sale, the consideration shall be \$200,000.

TRADE NAME:

According to a Certificate of Registration of Trade Name from the State of Hawaii Department of Commerce and Consumer Affairs, dated October 1, 2021, MG-Hila LLC has secured the use of the trade name "Stripsteak" for five (5) years from October 1, 2021 to September 30, 2026.

TRANSFER LICENSE APPLICATION FILED:

The Applicant filed Transfer Application No. 22-23986 on October 27, 2021.

LETTER OF NO OBJECTION:

According to an Authorization, dated October 26, 2021, the current Licensee, TM-IMP Restaurant LLC, authorizes MG-Hila LLC to operate on a temporary license.

LANDLORD'S CONSENT:

According to a Landlord Authorization, dated October 18, 2021, TRG IMP LLC (Landlord) authorizes MG-Hila LLC to sell and serve liquor on a temporary license.

LICENSE IN EFFECT FOR MORE THAN ONE YEAR:

Liquor Commission records reveal that the current Restaurant General license has been in effect since August 11, 2016.

LIQUOR PURCHASE:

Sec. 281-32, HRS requires that all liquor purchases made under a temporary license must be paid for in cash, check or certified check at

the time of delivery of liquor and that all liquor must be purchased from a licensed wholesaler.

EFFECTIVE DATE OF TEMPORARY LICENSE:

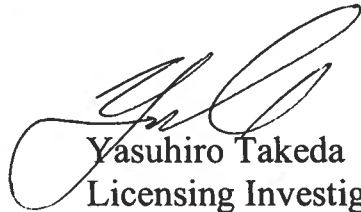
Unless otherwise approved by the Commission the temporary license will be effective no later than 7 days after its approval by the liquor Commission.

NO PUBLIC HEARING:


Pursuant to Section 281-32, HRS, the Commission may grant a temporary license without a public hearing.

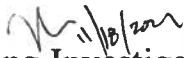
OPINION:

In my opinion, the Applicant meets statutory requirements for a temporary license.


Yasuhiro Takeda
Licensing Investigator

Reviewed by:


Daniel Sato
Supervising Licensing Investigator


11/10/2022



2330 Kalakaua Ave

Honolulu | HI 96815-2947



LICENSING INVESTIGATIVE REPORT

DATE: November 22, 2021

SUBJECT: Catering Application #22-24085, Sodexo America, LLC, dba Sodexo America LLC, (Restaurant/General/Category 2, Live Entertainment/Dancing) license, 777 Ward Avenue, Honolulu, requesting permission to cater to 2805 Monsarrat Avenue, (Waikiki Shell) on Saturday, December 18, 2021, from 2:00 p.m. till 10:30 p.m. for the Josh Tatofi- Coming together for the Holidays Concert (R1124)

REQUEST TO CATER:

According HLC Form LIQ-LIC-101, Justin Solusod, Manager of Sodexo America, LLC, requests permission to cater food and liquor to 2805 Monsarrat Avenue (Waikiki Shell), Honolulu. Patrick Baugh, General Manager for Sodexo America, LLC, is also an authorized agent.

INVESTIGATION:

The applicant has a liquor license at 777 Ward Avenue, Honolulu and proposes to cater food and liquor to a commercial space located at 2805 Monsarrat Avenue (Waikiki Shell), Honolulu.

The applicant is requesting catering for on Saturday, December 18, 2021, from 2:00 p.m. till 10:30 p.m.

The event will be for the BAMP Project: Josh Tatofi- Coming together for the Holidays Concert.

It will be open to public, and of all ages.

Estimated amount of people attending this event: 4000 to 5000.

Patrons will have designated seating in the seating areas. There will be no beer garden, it will be an open lawn area for general admission with patrons seated at designated locations.

The licensee will not have wholesale delivery to the catered site.

INVESTIGATION (CONTINUED):

Applicant (Sodexo) will have approximately (10 Licensee Employees) will be present.

Sodexo will have security approximately (10 persons). Sodexo will increase as needed. KT Security will be supplemented for additional security (as needed).

Honolulu Police Officers (Special Duty): Requested eight (8), with two (2) Sergeants.

Supplemental Information attached, see **Exhibit A** for details of the event.

Sodexo Security Plan/COVID plan attached, see **Exhibit B** for details.

LETTER OF AUTHORIZATION:

According to HLC Form LIQ-LIC-142, (Landlord Authorization for Sale and Service of Liquor) dated June 18, 2021, and received by the Commission on the same day, from Mary Lewis, (Event and Services Administrator) of the City and County of Honolulu Department of Enterprise Services, gives authorization to Sodexo America, LLC, dba Sodexo America, LLC, to make use of its property and allow the premises to operate under a catering license.

Landlord (City and County of Honolulu, Department of Enterprise Services), further authorizes Honolulu Liquor Commission Investigators to inspect the property, in the areas licensed to the applicant for the duration of Concession agreement.

In addition, consent is given for investigators of the Liquor Commission to conduct inspections on the premises during the event.

LICENSED AREA:

See **Exhibit C**.

EMERGENCY PROCLAMATION/EMERGENCY ORDER:

If this request is approved, it is subject to the conditions and restrictions of the current Office of the Governor of the State of Hawaii Proclamations and the Office of the Mayor of the City and County of Honolulu Emergency Orders, as the same may be amended, updated, or revised.

Licensee shall comply at all times with any other laws applicable to the business of the licensee whether in existence at the time of issue of such license or enacted or amended from time to time thereafter, and to all applicable rules and regulations of the liquor commission as the same may exist or be adopted or changed from time to time.

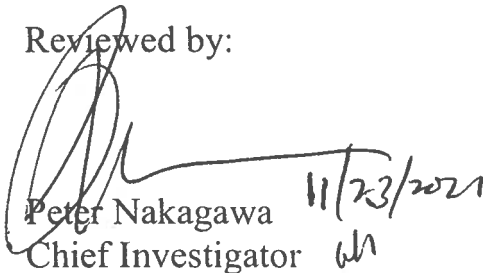
OPINION:

In my opinion, this application has met statutory requirements of filing this request.



Daniel Sato
Supervising Investigator

Reviewed by:



Peter Nakagawa
Chief Investigator

11/23/2021
WN

LIQUOR COMMISSION
CITY AND COUNTY OF HONOLULU
 711 KAPIOLANI BOULEVARD, SUITE 600, HONOLULU, HAWAII 96813-5249
 PHONE (808) 768-7300 • EMAIL liq-licensing@honolulu.gov
 INTERNET ADDRESS: www.honolulu.gov/liq

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2021 NOV 18 A 11:45

SUPPLEMENTAL INFORMATION FOR SPECIAL & CATERING LIQUOR LICENSE APPLICATION

For Special License:

Up to three (3) event days per application. Application(s) must be submitted a minimum of six (6) weeks prior to event.

For Catering License:

For Restaurant and Hotel Licensees only. Application must be submitted a minimum of three (3) weeks prior to event.

Today's Date: 11/16/2021

Licensee Name: SODEXO AMERICA, LLC Liquor License #: R01124

Licensee Contact Name: PATRICK BAUGH Title: GENERAL MANAGER

Caterer Only: Name of Registered Manager on Duty at Event: PATRICK BAUGH, JUSTIN SOLUSOD

Manager on Duty Phone: (509) 998-5976 Manager on Duty Email: PATRICK.BAUGH@SODEXO.COM

Start Date & Time (include set-up time): 12/18/2021-200pm End Date & Time (include clean-up time): 12/18/2021-1030pm

Description of Event: LIVE MUSIC

Name of Event Promoter: BAMP PROJECT

Event Coordinator Phone: - Event Coordinator Email:

Reason for applying for the Special or Catering License: TO SELL ALCOHOL, SPIRITS/ BEER & WINE. PREMISE IS NOT LICENSED

Type of license exercised on previous occasions, if any; number of times approved; when, where and whether or not license was exercised without incident. MULTIPLE LICENSE EXERCISED ON PREVIOUS OCCASIONS

MULTIPLE EVENTS WITHOUT INCIDENT, TWO (2) ADJUDICATED INCIDENTS ON 2017, FOUR (4) INCIDENTS ADJUDICATED ON 2018

How will liquor be dispensed?

☐ Host ☒ No-Host

Regarding Drinks:

a. Type of drinks to be served (including soft drinks): BOTTLED WATER & SODA, BEER, WINE, MIXED DRINKS/SPIRITS

b. Type of payment (cash or script): CASH OR CARD ONLY

c. Type of serving container (disposable cup, glass, etc.): BRANDED DISPOSABLE CUPS WITH SPECIFIC SIZES

d. Who and how many people will be dispensing the liquor? (applicant's employees, other people?): 5-10 EMP

LIQUOR TO BE POURED BY MULTIPLE SODEXO LICENSED YELLOW &/OR BLUE CARD HOLDERS, AND DESIGNATED LICENSEE STAFF APX 10

☐ Attach list of names and titles of people dispensing liquor.

Attendance & Admission:

Approximate number of people expected to attend event: ⁴⁰⁰⁰⁻⁵⁰⁰⁰ Will anyone under 21 years of age attend? YES

Check One: ☒ Event Open to Public ☐ By Invitation Only

Will there be an admission charge? YES If yes, what is the admission ticket price? \$40+

Tickets will be sold ☒ In Advance ☐ At the Door

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2021 NOV 18 A 11:45

Entertainment:

a. Describe type of entertainment (live or recorded): LIVE HOLIDAY MUSIC

b. Name of Group performing: JOSH TATOFI

c. Number of Performers: MULTIPLE

☐ Attach list of names, ages and parental approval documents for all performers under 18 years of age.

d. Describe where on the premises the entertainment will take place: MUSIC WILL BE ON THE MAIN STAGE OF THE WAKIKI SHELL OUT DOOR AMPHITHEATER

e. Hours of entertainment, provide start and end times: 700PM-1000PM

Security will be provided by:

a. Name of Agency: SODEXO SECURITY, KT SERVICES

b. Number of Security Personnel: SODEXO/KT SERVICES APX 5


c. Other Security Information: SEE ATTACHED SECURITY PLAN

For Catering License Only:

Will wholesale liquor be delivered to the catered site? ☐ Yes ☒ No

Who is hiring applicant to cater food and liquor? DEPARTMENT OF ENTERPRISE SERVICES OF CITY AND COUNTY OF HONOLULU

Name of Outside Promoter (if any): BAMP PROJECT


SIGNATURE Licensee (Owner) / Authorized Agent

11/18/2021
DATE

Justin Solused
PRINT Licensee (Owner) / Authorized Agent

Manager
TITLE

Note: If submission by Authorized Agent, please submit a Letter of Authorization or Notification of Authorized Agent (Form# LIQ-LIC-106), signed by the Director.

For HLC Office Use Only

Effective Date/Time

START: _____ a.m. / p.m.

☐ Approved

☐ Denied

☐ Referred

END: _____ a.m. / p.m.

HLC STAFF INITIAL: _____

LCIS ENTRY DATE: _____

Franklin "Don" Pacarro, Jr.
Administrator

Date

Sato, Daniel T

From: Baugh, Patrick <Patrick.Baugh@sodexo.com>
Sent: Friday, November 19, 2021 10:57 PM
To: Sato, Daniel T; Solusod, Justin
Subject: Re: 22-24085 Sodexo America LLC 12/18/21 Event Josh Totofi

CAUTION: Email received from an EXTERNAL sender. Please confirm the content is safe prior to opening attachments or links.

Inspector Sato,

Please see below, and I will follow up as I had my Concessions Manager Justin Solusod submit the paperwork, I will dbl check to see if we missed some of our standard paperwork that we submit for the shell events, and submit via email on Monday if necessary. This application is just incase the COVID policies change and there is a chance of concessions/food/beverage service. We understand that if the regulations/orders do not allow at the time we will not serve and inform the commission of that decision at that time.

How many security personnel total will you have for this event? Please specify who and total.

Sodexo Security/Id checkers-6-10 additional added as the count increases

KT services to supplement Sodexo Security

Special Duty-8 requested, 2 Srgts

Promotor hired security for the venue/backstage- will confirm

How many Honolulu Police Special Duty Officers will you have for this event?

Special Duty requested-8 requested, 2 Srgts

Do you have Security procedures for control of areas? Is there a Beer Garden?

Do to COVID spacing/mitigation we cannot do a beer garden. The Designated area will be all ages, They will be wrist banded at point of sale, with Identification made (removal of mask etc). We will limit the number of drinks per customer. Security will be posted at the boundary exits to keep alcohol in the controlled areas, and we will have roamers within the lawn crowd.

According to your floor plan it appears that everyone will be able to freely move throughout the venue, is that correct?

Patrons will have a designated seat in the seating areas, the Lawn will be GA, with distancing between groups enforced by ushers/security from the city/promotor and encouraged by Sodexo security. Guests will be able to move to the bathrooms, available concessions if open, but will not be allowed to carry drinks from the controlled area to any outside points. Depending on the COVID regulations at the time, food/drink would only be allowed to be consumed at your designated location/seat... so for example, in the lawn while you are stationary at a spot you could eat or drink, but while you are walking, we may require them to not consume, with usher/security regulating.

How many of your staff/managers on duty total during the event?

Listed Security above

Concessions staff depends on what is allowed:

Bar- 6-24

Concessions-6-12

Managers/blue cards-2-4 (Justin, Ed Howard, Myself, Bar Manager)

City and promotor staff I will get a number

Do you also have any information or plans regarding handling attendees or ticketholders for COVID-19 related issues?

The current plan is submitted on outdoor seated event, so full capacity but only water service allowed. Again, the application is submitted to meet the time requirements for the commission and will only perform service for the listed regulations (ie no food/drink, water only).

Attendees will be required to show vaccination and ID etc at the door before entry and contact tracing will be performed before entry also.

Any attendee showing symptoms of illness, or not able to provide the correct information will not be allowed entry

If you could provide the information as soon as possible it will help, as this application would need a hearing date.

I will follow up Monday, to see what else you may require.

Thank you for your time, have a safe weekend.

Patrick Baugh

General Manager-Sodexo
University of Hawaii Concessions
Blaisdell Center & Waikiki Shell
T: 808 956 2850
T: 808 768 5201
F: 808 956 9907
patrick.baugh@sodexo.com

Sodexo World leader in Quality of Daily Life Solutions: www.sodexoUSA.com

Join in the fight against hunger: www.helpSTOPhunger.org

From: Sato, Daniel T <dsato@honolulu.gov>
Sent: Friday, November 19, 2021 12:40 PM
To: Baugh, Patrick <Patrick.Baugh@sodexo.com>
Subject: 22-24085 Sodexo America LLC 12/18/21 Event Josh Totofi

Mr. Baugh,

The following questions could not be found on the Supplemental Information or Security Plan that was submitted to our office.

How many security personnel total will you have for this event? Please specify who and total.

How many Honolulu Police Special Duty Officers will you have for this event?

Do you have Security procedures for control of areas? Is there a Beer Garden?

According to your floor plan it appears that everyone will be able to freely move throughout the venue, is that correct?

How many of your staff/managers on duty total during the event?

Do you also have any information or plans regarding handling attendees or ticketholders for COVID-19 related issues?

If you could provide the information as soon as possible it will help, as this application would need a hearing date.

Daniel Sato
Supervising Investigator
City and County of Honolulu
Honolulu Liquor Commission, Licensing Section
711 Kapiolani Boulevard Suite 600
Honolulu, HI 96813

Direct: 808-768-7340

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09/13/2021

Sodexo America, LLC –SECURITY PLAN

The following is a Sodexo Alcohol Service Security Plan for the “JOSH TATOPI- COMING HOME FOR THE HOLIDAYS” event to be held at the Waikiki Shell on DECEMBER 18, 2021. This event is a live music event featuring Josh Tatofi with special guest Justin Young. Age verification will be done at every point of sale that will be selling alcohol. Projected attendance for the event is 4000-5000 guests. We will be focusing our attention to prevent sales/service of alcohol to underage attendees and over intoxicated individuals. We will be ensuring that individuals are properly identified to legally possess and consume alcohol, and prevent smoking/vaping in the licensed areas that are not part of the park’s smoking sections.

- Sodexo policy is anyone without a wristband/handstamp issued by a Sodexo ID Checker will not be served an alcoholic beverage; all patrons desiring to consume alcohol must be issued a wrist band after proper identification is produced and verified by the Sodexo ID Checker.
- Any person found to be over intoxicated will not be served alcohol and will be taken to the venue security/HPD to be processed up to and including removal from the premise.
- Persons violating any Honolulu Liquor Commission Rules/laws will be subject to ejection/removal from the event/premise.
- ID Checkers will be present at every point of alcohol sales and will be situated to properly identify and issue bands/hand stamps to attendees.
- Sodexo Security officer will be present around and within the licensed areas checking and looking for intoxicated individuals, ensuring that all alcohol consumers are properly banded, and enforcing no smoking/vaping with in the licensed area, and other areas around the venue when possible.
- A Sodexo Security Manager or designated Sodexo Manager will be on duty and present at this event, responding to alcohol issues encountered.
- Radio communication between Sodexo Security staff will be designated by location and areas.
- Radio communication between the venue and event security will be at the Sodexo Incident Command Center Located behind the Diamond Head Concessions Stand to ensure efficient communication between Sodexo, venue and promoter/security entities.
- The event is scheduled to end by 10:00 pm HST, all music must stop by 10:00pm HST per noise ordinance.



If you have any questions, please feel free to contact me at (509)-998-5976

Sincerely

Patrick Baugh

General Manager

Sodexo America, LLC

SODEXO Neal Blaisdell & Waikiki Shell

COVID-19 GUIDELINES

EMPLOYEE HEALTH

- Workplace coordinator: Patrick Baugh, or Justin Solusod and/or Shift Supervisor to be responsible for COVID-19 assessment and control planning.
- Before starting their shift, all staff will be screened and evaluated for signs of illness, such as: ▪ Cough ▪ Shortness of breath or difficulty breathing ▪ Fever ▪ Chills ▪ Muscle Pain ▪ Sore throat ▪ Recent loss of the sense of taste or smell ▪ This is not a comprehensive list of all possible signs of illness.
- No employee displaying signs of COVID-19 will be allowed to work.
- No person should work within 72 hours of exhibiting a fever or other COVID-19 symptoms, and follow the Sodexo policy on employee COVID-19 safety measures.
- Any employee who develops signs of illness while at work will be immediately separated from other employees and customers and sent home for self-isolation or seek medical attention as appropriate.
- Management will contact appropriate agencies applicable.
- Whenever feasible, workers should maintain at least 6 feet of distance from each other, including while on breaks, and wear protective face coverings when & where applicable.

FOOD SAFETY

- Sodexo Concessions will comply with all applicable food safety rules, including employee health requirements found in Hawai'i Administrative Rules (HAR) Ch. 11-50-21.
- Employees are trained on the importance of frequent hand washing with soap and water, the use of hand sanitizers with at least 60% alcohol content and the importance of avoiding touching hands to face.
- Sanitizing DOES NOT replace handwashing requirements for employees.
- No bare hand contact of ready-to-eat foods.
- Keep a safe distance or barrier between ready to eat food/products and customer at all times.
- No self-service items will be available to customers at this time. All items will be passed to the guests.

SAFE WORKING PROCEDURES

- Sodexo Concessions will follow all current City and County guidelines in the Oahu/Honolulu tier system, and regard itself in the same standards of the restaurant/bar categories.
- Sodexo Concessions along with Enterprise Services will provide hand washing capability or sanitizer for employee(s) and if applicable/available for customer(s).
- Vendors and outside agencies may be required to provide their own accommodations for hand washing and sanitizing.
- Staff with direct customer contact will follow current regulations for the Oahu/Honolulu City and County tier system.
- All employees are currently required to wear a cloth face mask or other types of masks at all times.
- Currently no self-service of any kind (this includes any buffet style service).
- Avoid using or sharing items that are reusable, such as menus, condiments, and any other food containers. Instead, use disposable or digital menus and single serving condiments (served upon request).
- Use disposable food service items (e.g., utensils, dishes, napkins, tablecloths). If disposable items are not feasible or desirable, ensure that all non-disposable food service items are handled with gloves and washed with dish soap and hot water, or in a dishwasher. Change and launder linen items (e.g., napkins and tablecloths) after each customer or party's use.
- Employees will follow correct hand washing procedure after removing their gloves or after handling used food service items.
- Encourage touchless payment options as much as possible, if available. Ask customers and employees to exchange cash or card payments by placing on a receipt tray or on the counter rather than by hand to avoid direct hand to hand contact.
- Clean and disinfect frequently touched surfaces such as pens, counters, or hard surfaces between uses and encourage patrons to use their own pens.
- Consider the use of single direction aisles as needed for physical distancing.
- Post signage at the entrance that states that no one with a fever or symptoms of COVID-19 is to be permitted in the establishment. Post a sign at the entrance of the facility informing all employees and customers that they must comply with current standards of the city and county face coverings requirements; and other tier specific regulations.
- Avoid entering the business or operation if they have a cough or fever or otherwise do not feel well; maintain a six-foot distance from one another; and not shake hands or engage in unnecessary physical contact.

X - ID CHECKER
Δ - Security

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WAIKIKI SHELL GROUNDS

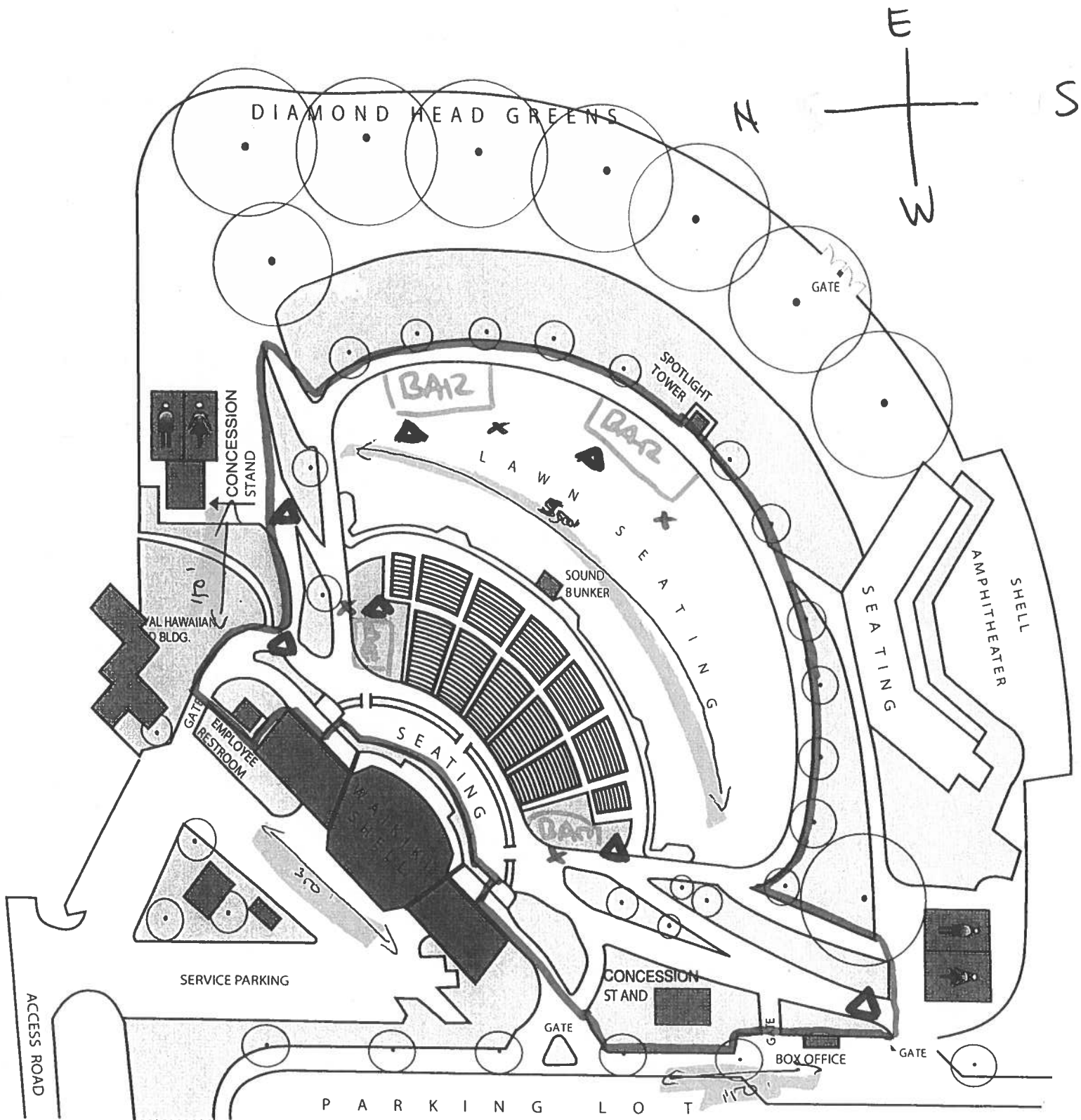


EXHIBIT C

Continued from

NOV 18 2021 to DEC 02 2021

LICENSING INVESTIGATIVE REPORT

DATE: November 5, 2021

SUBJECT: Stock Transfer Application No. 21-23022 from Pixie Dust 21, Inc., dba Club La Vie En Rose, Dispenser, General, Standard Category 1 license at, 1219 Keeaumoku Street, Honolulu, 96814, for Commission approval of stock transfer application (E1572)

STOCK OWNER ON FILE:

PIXIE DUST 21, INC.: Incorporated in the State of Hawaii on October 01, 2013. The corporation is authorized to issue one (1) class of shares to be designated "common stock". The aggregate number of shares which the corporation shall have authority to issue shall be One million (1,000,000) shares of common stock of which 1,000 shares are outstanding. Its officers, directors, and shareholders are:

<u>NAME:</u>	<u>TITLE:</u>	<u>SHARES:</u>	<u>%:</u>
OTSUBO, CHIKA	D/P/S	500	50%
TACHIBANA, KAZUMO	D/VP/T		0%
IMILOA INTERNATIONAL HONOLULU, INC.	SHAREHOLDER	500	50%
	Total:	1000	100%

NOTIFICATION:

In a Transfer of Stock Application, submitted to the Liquor Commission, on April 9, 2021, the licensee, requests for approval of stock transfer, from 50% shareholder Imiloa International Honolulu, Inc. to existing officer / 50% shareholder, Chika Otsubo.

If these notifications are approved, the following will be the new corporate structure, with the sole officer / shareholder (changes are in bold):

<u>NAME</u>	<u>TITLE</u>	<u>SHARES:</u>	<u>%</u>
OTSUBO, CHIKA	P/VP/SEC/TREAS/D	1000	100%

CJIS check was conducted on November 3, 2021, results were negative for any felony convictions for Chika Otsubo.

MINUTES OF SPECIAL MEETING OF SHAREHOLDERS OF PIXIE DUST 21, INC.:

According the meeting minutes, a special meeting with shareholders was held on December 28, 2020, the stock transfer was made **effective January 1, 2021.**

FINGERPRINTS:

Not required for existing officer.

CONSIDERATIONS:

According to the applicant's Authorized Agent, there were no considerations given for this stock transfer.

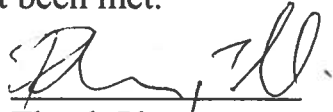
According the "Stock Transfer Agreement" submitted to the Commission, "Transferor shall transfer this said shares to Transferee as a gitt."

REASON FOR STOCK TRANSFER:

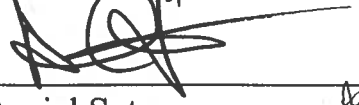

According to the applicant, the transfer of stock was due to the Covid 19 pandemic.

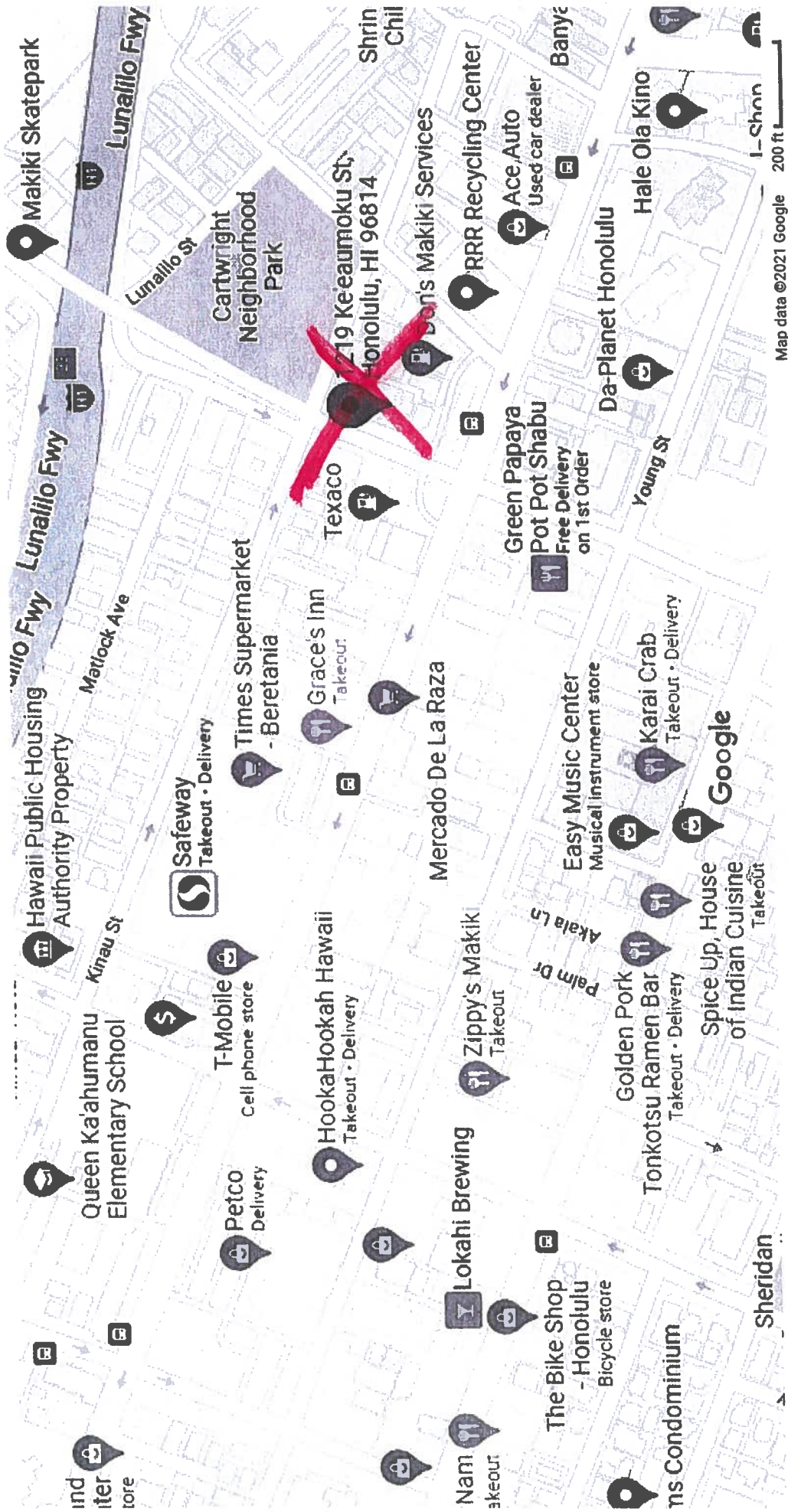
OPINION:

Statutory requirements have not been met.


Thanh Phung,
Licensing Investigator

Reviewed By:


Daniel Sato,
Supervising Licensing Investigator 



Continued from

~~NOV 18 2021~~ DEC 02 2021

LICENSING INVESTIGATIVE REPORT

DATE: October 29, 2021

SUBJECT: Stock Transfer Application No. 22-23856 from Tokiharu & Kazuto, Inc. dba Yohei Sushi Restaurant, Dispenser General, Category 1: Standard) license, at 1111 Dillingham Boulevard, #E1A, Honolulu, (E1136)

OFFICER, DIRECTOR, AND STOCKHOLDER ON RECORD:

As of October 29, 2021, records of the Liquor Commission show the current officer, director, and shareholder of Tokiharu & Kazuto, Inc. dba Yohei Sushi Restaurant are:

	<u>Title</u>	<u>Shares</u>	<u>Interest</u>
OBARA, Kazuto	P/TREAS/D	12	24%
OBARA, Hisako	VP/SEC/D	12	24%
Hiroshima Mazda Co., Ltd.	SH	26	52%
Total:		50	100%

APPLICATION:

The Transfer of Stock Application, dated September 20, 2021, and received by Commission on September 27, 2021. Authorized agent-Attorney Go Kobayashi request Commission's approval for the transfer of **24 shares and 48%** of stock currently own by **OBARA, Kazuto & Hisako**.

If this application is granted, the officers & directors are no longer stockholders but the current stockholder becomes the sole stockholder of Tokiharu & Kazuto, Inc., dba Yohei Sushi Restaurant.

	<u>Title</u>	<u>Shares</u>	<u>Interest</u>
OBARA, Kazuto	P/TREAS/D/SH	0	0%
OBARA, Hisako	VP/SEC/D/SH	0	0%
Hiroshima Mazda Co., Ltd.	SH	50	100%
Total:		50	100%

STATUS OF CORPORATION:

According to the Certificate of Good Standing, dated September 20, 2021 and received by the Commission on September 27, 2021, TOKIHARU & KAZUTO, Inc. was incorporated under the laws of the State of Hawaii on August 3, 1989, an existing corporation in good standing.

ASSIGNMENT OF STOCK:

The Assignment of Stock was made as of September 15, 2021 by KAZUTO OBARA, a Trustee of The Kazuto Obara Trust dated October 31, 2000, and HISAKO OBARA, Trustee of The Hisako Obara Trust dated October 31, 2000 (collectively, “Assignor”), to and in favor of HIROSHIMA MAZDA CO., LTD., a Japan corporation (“Assignee”).

For good and valuable consideration, Assignor does hereby assign and transfer to Assignee a total of twenty four (24) shares of the common stock, currently constituting forty-eight percent (48%) of the authorized, issued and outstanding shares of the common stock (the “Stock”) issued by TOKIHARU & KAZUTO, INC. (the “Company”).

Assignor shall transfer the Stock on the books of the Company, with full power of substitution in the premises. Because Assignee already holds twenty-six (26) shares of common stock of the Company, Assignee shall hold a total of fifty (50) shares upon full execution of this Assignment and transfer of stock.

UNANIMOUS WRITTEN CONSENT OF THE STOCKHOLDERS:

Approval of Transfer of Shares: Whereas, pursuant to the provisions of Hawaii Revised Statutes, as amended the undersigned, being the duly elected and current directors of **TOKIHARU & KAZUTO, INC.**, a Hawaii corporation, doing business as Yohei Sushi Restaurant (the “Corporation”), hereby adopt the following resolutions in lieu of a meeting of the board of directors, said resolutions to effective as of **September 15, 2021**.

Whereas, the number of Common-Class A shares which the Corporation is authorized to issue is three thousand (3,000) shares.

Whereas, fifty (50) shares of Common-Class A stock of the Corporation are paid twelve (12) of which are currently owned and held by **KZAUTO**

OBARA and HISAKO OBARA, as Co-Trustees of The Kazuto Obara Trust & The Hisako Obara Trust dated October 31, 2000.

Whereas, **HIROSHIMA MAZDACO., LTD.**, a Japan corporation ("**Mazda**"), has negotiated the purchase of the twelve (12) shares of common stock owned and held by Kazuto and twelve (12) shares of common stock owned and held by Hisako, in consideration of One and No/100 U.S. Dollars (\$1.00). After the acquisition, Mazda shall become the stockholder of fifty (50) shares of common stock of the Corporation, constituting as the hundred percent (100%) stakeholder.

REASON FOR TRANSFER OF STOCK:


A mutual business agreement between the two parties.

STOCK TRANSFER ADVISORY:

The transferee has submitted a Stock Transfer Advisory dated September 20, 2021


OPINION:


Statutory requirements have been met.



Homer Tamapua
Licensing Investigator

Reviewed:



Daniel Sato
Supervising Investigator 

1111 Dillingham Blvd

YOHEI SUSHI RESTAURANT (E1136)



LICENSING INVESTIGATIVE REPORT

DATE: November 12, 2021

SUBJECT: Stock Transfer Application No. 22-23975 Aloha Petroleum, LTD.
dba Aloha Island Mart & Mahalo Express, Retail General Licenses at the
following locations:

D1026	Aloha Island Mart	1451 10 th Ave., Honolulu
D1027	Aloha Island Mart	1701 Dillingham Hwy., Honolulu
D1021	Aloha Island Mart	94-780 Farrington Hwy., Waipahu
D1022	Aloha Island Mart	2025 Kalakawa Ave., Honolulu
D1023	Aloha Island Mart	46-004 Kamehameha Hwy., Kaneohe
D1034	Aloha Island Mart	1841 Palolo Ave., Honolulu
D1060	Aloha Island Mart	2314 N. School St., Honolulu
D1154	Aloha Island Mart	577 Farrington, Hwy., Kapolei
D1263	Aloha Island Mart	94-264 Farrington Hwy., Waipahu
D1150	Aloha Island Mart	2303 Monsarrat Ave., Honolulu
D0744	Aloha Island Mart	4339 Waialae Ave., Honolulu
D0786	Aloha Island Mart	85-803 Farrington Hwy., Waianae
D0787	Aloha Island Mart	1001 Kapahulu Ave., Honolulu
D0625	Aloha Island Mart	95-280 Kipapa Ave., Mililani
D0635	Aloha Island Mart	45-620 Kamehameha Hwy., Kaneohe
D0641	Aloha Island Mart	94-826 Ukee St., Waipahu
D0661	Aloha Island Mart	1860 N. King St., Honolulu
D0489	Aloha Island Mart	45-596 Kamehameha Hwy., Kaneohe
D1011	Aloha Island Mart	1403 N. School St., Honolulu
D1013	Aloha Island Mart	45-1151 Kamehameha Hwy., Kaneohe
D1211	Aloha Island Mart	87-1942 Farrington Hwy., Waianae
D1160	Aloha Island Mart	666 N. King St., Honolulu
D1161	Aloha Island Mart	434 Kuulei Rd., Kailua
D1255	Aloha Island Mart	3269 Koapaka St., Honolulu
D1254	Aloha Island Mart	249 Keahole St., Honolulu
D1012	Mahalo Express	119 Kamehameha Hwy., Wahiawa
D1032	Mahalo Express	94-767 Farrington Hwy., Waipahu

For Commission approval for stock transfer

BACKGROUND:

Aloha Petroleum, Ltd.: according to Commission records, as of November 10, 2021
the Officers, Directors, and Shareholders are:

		<u>PERCENT</u>
Lum, Timothy Stephen	PDM/VP/T	0%
Sunoco Property Company LLC	SH	100%
	Total	100%

AGREEMENT AND PLAN OF MERGER:

According to a document titled "Agreement And Plan Of Merger" dated June 16, 2021 and received by the Commission October 25, 2021, two directly wholly owned subsidiary entities of Sunoco, LLC (Parent): Sunoco Property Company LLC (*Sole Shareholder of the licensee*) will merge with Sunoco Retail LLC, whereas Sunoco Retail LLC will be the surviving entity. The Merger was effective **July 1, 2021**.

See **Exhibit A** for further details.

STATEMENT OF MERGER:

According to a document from the Pennsylvania Department of State Bureau of Corporations and Charitable Organizations, "Statement of Merger," dated June 22, 2021, received by the Commission on October 25, 2021, Sunoco Property Company LLC merges with Sunoco Retail, LLC, whereas Sunoco Retail, LLC is the surviving entity. The merger was filed June 22, 2021 and was effective **July 1, 2021**.

See **Exhibit B** for further details.

APPLICATION:

Through the Application for Transfer of Stock, dated October 21, 2021 and received by the Commission on October 25, 2021, Aloha Petroleum, Ltd. requests the Commission's approval for the transfer of 100% of shares from Sunoco Property Company LLC, to Sunoco Retail, LLC and to inform the Commission of the new shareholder percentages effective July 1, 2021.

If approved the new Officers, Directors, and Shareholders will be:

Lum, Timothy Stephen	PDM/VP/T	<u>Total%</u> 0%
Sunoco Retail, LLC	SH	100%
<hr/>		
	Total	100%

APPLICATION-CONTINUED:

Sunoco Retail, LLC: was organized under the laws of the State of Pennsylvania on December 18, 2015 as a member-managed limited liability company.

The Sole Member is:

		<u>Total%</u>
Kim, Joseph	P/CEO	0%
Arnette, Billy R.	VP	0%
Bramhall, Dylan	CFO	0%
Brzezichi, Paul	VP	0%
Fails, Karl R.	VP	0%
Gladwin, Alison	VP	0%
Hand, Brian	VP	0%
Coker, David W.	VP	0%
Andrade, Leti S.	VP	0%
Grischow, Scott	VP	0%
Krebs, Daryl	VP	0%
Raymer, Rick	VP	0%
Dodderer, Arnold D.	VP	0%
Taylor, Pamela	VP	0%
Terry, Tom	VP	0%
Sunoco LLC	Member	100%
	Total	100%

Changes are in **Bold**

STOCK TRANSFER ADVISORY:

A Stock Transfer Advisory, dated and received on October 21, 2021.

OPINION:

In my opinion, statutory requirements have NOT been met in filing this application.
The Commission was not notified of the stock transfer within 30 days.


Matthew Foster
Licensing Investigator

Reviewed By:


Daniel Sato,
Supervising Investigator

AGREEMENT AND PLAN OF MERGER

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This Agreement and Plan of Merger ("*Agreement*") made as of the 16th day of June 2021, by and among Sunoco, LLC, a Delaware limited liability company ("*Parent*"), Sunoco Property Company LLC, a Delaware limited liability company and direct wholly owned subsidiary of Parent ("*Non-Surviving Entity*"), and Sunoco Retail LLC, a Pennsylvania limited liability company and direct wholly owned subsidiary of Non-Surviving Entity ("*Surviving Entity*"). Surviving Entity and Non-Surviving Entity are also referred to herein collectively as the "*Constituent Entities*" and individually as a "*Constituent Entity*".

In consideration of the mutual covenants contained herein, the Constituent Entities agree as follows:

1. Recitals.

1.1 The parties intend that Non-Surviving entity be merged with and into the Surviving Entity with Surviving Entity surviving the merger as a direct wholly owned subsidiary of Parent.

1.2 Each of the Constituent Entities deems it advisable and in the best interest of said entities and the members of said entities that Non-Surviving Entity merge with and into Surviving Entity pursuant to Chapter 89 of Title 15 of the Pennsylvania Code and Title 6, Section 18-209 of the Delaware Limited Liability Company Act.

2. The Merger.

2.1 At the Effective Time (as defined in Section 5.2 hereof), Non-Surviving Entity shall be merged (the "*Merger*") with and into Surviving Entity, which shall be the surviving limited liability company, surviving as a direct wholly owned subsidiary of Parent.

2.2 The existence of Surviving Entity with all its purposes, powers, and objects shall continue unaffected and unimpaired by the Merger, and Surviving Entity as it shall be constituted after the Effective Time shall be the surviving entity.

2.3 From and after the Effective Time, without further act or deed,

(a) the separate existence of Non-Surviving Entity shall cease, except insofar as it may be continued by statute,

(b) Surviving Entity, as the surviving limited liability company, shall possess and be vested with all of the property, rights privileges, powers, and franchises, and be subject to and liable for all the restrictions, disabilities, debts, liabilities, obligations, penalties and duties, of each of the Constituent Entities, and

(c) any action or proceeding, whether civil, criminal or administrative, pending by or against either Constituent Entity as of the Effective Time, may be prosecuted as if

the Merger had not taken place, or Surviving Entity may be substituted in such action or proceeding.

2.4 If at any time after the Effective Time, Surviving Entity shall consider or be advised that any further assignment, assurances in law or any other things are necessary or desirable to vest, perfect or confirm of record or otherwise in Surviving Entity, the title to any property or right of Non-Surviving Entity acquired or to be acquired by reason of or as a result of the Merger, Non-Surviving Entity and its sole member will, upon notice, execute and deliver such proper deeds, assignments and assurances reasonably requested by Surviving Entity and do all things necessary or advisable to vest, perfect or confirm title to such property or rights in Surviving Entity and otherwise to carry out the intent and purposes of this Agreement, and the proper officers and/or members of Surviving Entity are fully authorized in the name of Non-Surviving Entity or otherwise to take any and all such action.

3. Certificate of Organization; Limited Liability Company Agreement.

3.1 The Certificate of Organization of the Surviving Entity shall not differ from the Certificate on file with the Pennsylvania Secretary of State prior to the Effective Time.

3.2 The Limited Liability Company Agreement of the Surviving Entity shall be the Limited Liability Company Agreement of the Surviving Entity as of the Effective Time.

3.3 The sole member of the Surviving Entity shall be Sunoco, LLC.

4. Conversion of Interest.

4.1 At the Effective Time, the membership interest of Non-Surviving Entity then held by the sole member of Non-Surviving Entity shall, by virtue of the Merger and without any action on the part of the holder thereof, be cancelled, and no replacement interests shall be issued. At the Effective Time, all certificates representing interests in Non-Surviving Entity, if any shall have previously been issued, shall be cancelled.

5. Procedure to Effect Merger.

5.1 Upon the approval of this Agreement, the authorized persons of Surviving Entity shall file a Certificate of Merger, with the Secretary of State of the State of Pennsylvania and the State of Delaware. Each of the Constituent Entities hereby agree to do promptly all of such acts, and to take promptly all such measures as may be appropriate to enable it to perform as early as practicable the covenants and agreements herein provided to be performed by it.

5.2 The Merger shall be effective at 12:01 AM CST on July 1, 2021 (the "Effective Time").

5.3 Upon its execution and delivery, this Agreement shall be retained on file at the principal place of business of Surviving Entity and a copy thereof shall be furnished by Surviving Entity, on request and without cost, to any member of the Constituent Entities.

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6. Miscellaneous.

6.1 This Agreement may be executed in several counterparts, each of which shall be deemed an original but all of which counterparts collectively shall constitute one instrument representing the agreement between the parties hereto.

6.2 Except as otherwise provided in this Agreement, nothing herein expressed or implied is intended or shall be construed to confer upon or give any person, firm or corporation, other than the Constituent Entities or their respective successors and assigns, any right or remedies under or by reason of this Agreement.

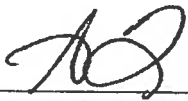
6.3 This Agreement and legal relations between the parties hereto shall be governed by and construed in accordance with the laws of the State of Delaware.

[SIGNATURE PAGE TO FOLLOW]

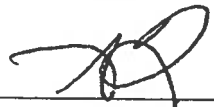
IN WITNESS WHEREOF, each of the Constituent Entities has caused this Agreement of Merger to be signed by a duly authorized officer as of the date first above written.

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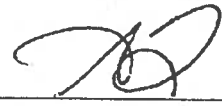
"Parent"
SUNOCO, LLC

By: 
Arnold D. Dodderer
Vice President, General Counsel & Secretary


"Non-Surviving Entity"
SUNOCO PROPERTY COMPANY LLC

By: 
Arnold D. Dodderer
General Counsel & Secretary

"Surviving Entity"
SUNOCO RETAIL LLC

By: 
Arnold D. Dodderer
Secretary

PENNSYLVANIA DEPARTMENT OF STATE
BUREAU OF CORPORATIONS AND CHARITABLE ORGANIZATIONS

<input type="checkbox"/> Return document by mail to: <u>CSC ORDER #: 867589-005</u> <u>DCB</u> Name _____ Address _____ City _____ State _____ Zip Code _____ <input checked="" type="checkbox"/> Return document by email to: <u>cscpa@cscglobal.com</u>	Statement of Merger DSCB:15-335  TML210622JD0752
--	--

Read all instructions prior

Fee: \$70 plus \$40 for each association that is a party to the merger
The minimum amount to be submitted with this filing is \$150

In compliance with the requirements of the applicable provisions of 15 Pa.C.S. § 335 (relating to Statement of merger), the undersigned, desiring to effect a merger, hereby states that:

A. For the surviving association:

1. The name of the surviving association is: Sunoco Retail LLC
2. The jurisdiction of formation of the surviving association: Pennsylvania
3. The type of association of the surviving association is (check only one):

- ☐ Business Corporation
- ☐ Nonprofit Corporation
- ☒ Limited Liability Company
- ☐ Limited Partnership
- ☐ Limited Liability (General) Partnership
- ☐ Limited Liability Limited Partnership
- ☐ Business Trust
- ☐ Professional Association
- ☐ Other _____

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PA DEPT OF STATE

JUN 22 2021

EXHIBIT B

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4. The surviving association is a (check only one box, provide address and follow instructions for attachments):

- ☒ Domestic (Pennsylvania) filing entity already in existence on Department of State records
If applicable, attach to this Statement any amendment to its public organic record approved as part of the plan of merger.
- ☐ NEW domestic (Pennsylvania) filing entity (includes limited liability limited partnership)
Attach to this Statement the public organic record of the new entity.
- ☐ Foreign filing association or foreign limited liability partnership already registered with the Department.
If applicable, attach to this Statement any amendment to or transfer of its foreign registration approved as part of the plan of merger.
- ☐ Foreign filing association or foreign limited liability partnership simultaneously seeking registration with the Department of State
Attach to this Statement a completed form DSCB:15-412 (Foreign Registration Statement) with applicable fee and attachments.

Its current registered office address. Complete part (a) **OR** (b) – not both:

(a) _____
Number and street City State Zip County

(b) c/o: Corporation Service Company _____
Name of Commercial Registered Office Provider Dauphin County

- ☐ NEW domestic (Pennsylvania) limited liability partnership or electing partnership
Attach completed DSCB:15-8201 (Statement of Registration) or DSCB:15-8701A (Statement of Election)
- ☐ Domestic association that is not a domestic filing association
Attach to this Statement tax clearance certificates.

The address, including street and number, if any, of its principal office:

Number and street City State Zip County

- ☐ Foreign association that is not, and will not, be registered with the Department of State
Attach to this Statement tax clearance certificates.

The address, including street and number, if any, of its registered or similar office, if any, required to be maintained by the law of its jurisdiction of formation; or if it is not required to maintain a registered or similar office, its principal office:

Number and street City State Zip

B. For the merging association(s) that are not surviving the merger:1. The name of the merging association is: Sunoco Property Company LLC

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2. The jurisdiction of formation of the merging association: Delaware

3. The type of association is (check only one):

☐ Business Corporation☐ Limited Partnership☐ Business Trust☐ Nonprofit Corporation☐ Limited Liability (General) Partnership☐ Professional Association☒ Limited Liability Company☐ Limited Liability Limited Partnership☐ Other _____

4. Check and complete one of the following addresses.

<input type="checkbox"/>	<p>If the merging association is a domestic filing association, domestic limited liability partnership or registered foreign association, the current registered office address as on file with the Department of State. Complete part (a) OR (b) – not both:</p> <p>(a) _____ Number and street City State Zip County</p> <p>(b) c/o: _____ Name of Commercial Registered Office Provider County</p>
<input type="checkbox"/>	<p>If the merging association is a domestic association that is <i>not</i> a domestic filing association or limited liability partnership, the address, including street and number, if any, of its principal office:</p> <p>_____ Number and street City State Zip County</p>
<input checked="" type="checkbox"/>	<p>If the merging association is a nonregistered foreign association, the address, including street and number, if any, of its registered or similar office, if any, required to be maintained by the law of its jurisdiction of formation; or if it is not required to maintain a registered or similar office, its principal office address:</p> <p>251 Little Falls Drive, Wilmington DE 19808 Number and street City State Zip</p>

Use Statement of Merger – Addendum (DSCB:15-335AD)
for additional merging parties that are not surviving the merger.

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C. Effective date of statement of merger (check, and if appropriate complete, one of the following):

☐ This Statement of Merger shall be effective upon filing in the Department of State.

☒ This Statement of Merger shall be effective on: 07/01/2021 at 12:01 A.M.
Date (MM/DD/YYYY) Hour (if any)

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D. Approval of merger by merging associations (check all applicable statement(s)):

☒ For domestic entities – The merger was approved in accordance with 15 Pa.C.S. Chapter 3, Subchapter C (relating to merger).

☒ For foreign associations – The merger was approved in accordance with the laws of the jurisdiction of formation.

☐ For domestic associations that are not domestic entities – The merger was approved by the interest holders of the merging association in the manner required by its organic law.

E. Attachments (see Instructions for required and optional attachments).

IN TESTIMONY WHEREOF, the undersigned merging associations have caused this Statement of Merger to be signed by duly authorized officers thereof this 16th day of June, 20 21

Sunoco Property Company LLC

Name of Merging Association



Signature

General Counsel & Assistant Secretary

Title

Sunoco Retail LLC

Name of Merging Association



Signature

General Counsel & Secretary

Title

LICENSING INVESTIGATIVE REPORT

DATE: November 23, 2021

SUBJECT: New Application No. 21-23182 from Island Magic Catamaran Inc. dba Pink Sails for a Tour/ Cruise Vessel General License Category 1: Standard, located at 1739 Ala Moana Blvd. Honolulu, HI 96815 (Hawaii Yacht Club)

CORPORATE STRUCTURE:

Island Magic Catamaran Inc.: was formed under the laws of the State of Hawaii on January 5, 2018, as a corporation. 1,000 common shares are authorized to be issued of which 1,000 shares are outstanding. The Sole Officer/ Director/ Shareholder are:

	<u>Title</u>	<u>Shares</u>	<u>Ownership:</u>
Demetrius Smith	P/V/S/T/D	1,000	100%
		1,000	100%

See **Exhibit A** for Personal History Affidavit.

FINGERPRINTS:

Demetrius Smith was fingerprinted on July 13, 2021. HCJDC/ FBI and CJIS computer checks show negative for felony convictions.

FINANCIAL STATEMENT FOR ISLAND MAGIC CATAMARAN INC., AS OF OCTOBER 31, 2020:

Applicant submitted a Financial Statement dated March 1, 2021, and received by the Commission May 6, 2021, and was certified by the applicant to be substantially correct.

COST AND FINANCING:

According to Sylvia Yu, Authorized agent for the applicant, the cost is approximately \$ 495,000.00. The seller personally funded approximately \$250,000.00, and the buyer personally funded approximately \$245,000.00.

TRADE NAME:

The applicant has filed with the State of Hawaii Department of Commerce and Consumer Affairs, Form T-1, Application for Registration of Trade Name. The name "Pink Sails" is registered to the applicant from January 5, 2018 till January 4, 2023.

DESCRIPTION OF THE PROPOSED LICENSED PREMISES:

The vessel will be moored at 1739 Ala Moana Blvd. Honolulu, HI 96815, Hawaii Yacht Club Makai Aloha Dock.

- The total area of the vessel is approximately 55ft x 27ft
- Restrooms are located within the hull of the vessel
- Within the bridge deck area is the galley with an "L" shaped counter
- Vessel will be moored at **Hawaii Yacht Club (F0002), Aloha Dock**, during non-operating hours. (To access vessel, entry into Hawaii Yacht Club must be made.)

See **Exhibit B** for floor plan.

CURRENT NUMBER OF SAME CLASS ISSUED WITHIN THE CITY AND COUNTY OF HONOLULU:

As of November 10, 2021, there are 20 Tour/ Cruise Vessel licenses issued within the City and County of Honolulu, of which 20 licenses are General/ kind.

OTHER MATTERS PERTAINING TO THE APPLICATION WHICH MAY AFFECT ISSUANCE OF THE LICENSE:

Kind of Business:

- Vessel name "Kealoha"

OTHER MATTERS PERTAINING TO THE APPLICATION WHICH MAY AFFECT
ISSUANCE OF THE LICENSE Continued:

Kind of Business:

- Applicant will be operating a tour cruise vessel providing the following activities:
 - Sailing
 - Whale Watching
 - Snorkeling
 - Sunset evening Cruise
 - fireworks
- Cruise is approximately 2 hours long
 - 11am, 2pm, 5pm, and 8pm
- Hours of Operation:
 - 8:00am to 10:00pm Monday through Sunday
- Customer pick up will be Ala Wai Boat Harbor
- Applicant will have approximately 10 employees, applicant intends to have all employees registered as manager
- Vessel is capable of carrying 67 persons

Commercial Operations Permit (Vessel Moored Elsewhere):

According to a document from State of Hawaii Department of Land and Natural Resources Division of Boating and Ocean Recreation Commercial Operations Permit, Island Magic Catamaran, Inc., is authorized to conduct commercial activities on the ocean waters of the State of Hawaii on the island of Oahu.

Permit is to commence on July 1, 2021 and expires on June 30, 2022. This permit is renewed annually.

Allows the vessel dock at Ala Wai Boat Harbor during hours of operation for the pickup and drop off of customers.

MOORING:

According to a letter from Samuel Parker, Office Manager of Hawaii Yacht Club, dated November 11, 2021, S/V Kealoha owned by Island Magic Catamaran, Inc. has an active mooring agreement with Hawaii Yacht Club since March 2020.

MOORING Continued:

According to Hawaii Yacht Club Mooring Agreement, dated February 27, 2020, the vessel "Kealoha" will be moored on the Makai Aloha Dock starting March 2, 2020.

POSSIBLE ISSUES:

Pursuant to Hawaii Revised Statutes

§281-20 General right of inspection; any investigator may, at all times, without notice and without any search warrant or other legal process, visit and have immediate access to every part of the premises of every licensee for the purpose of making any examination or inspection thereof or inquiry into books and records therein, to ascertain whether all of the conditions of the license and all provisions of this chapter and chapter 244D are being complied with by the licensee.

Vessel will be moored at Aloha Dock within Hawaii Yacht Club (F0002). Doors into the yacht club are secured and are only opened by yacht club employees in order to get to the proposed licensed premises.

CERTIFICATE OF INSPECTION:

The applicant has submitted a Certificate of Inspection issued by the United States Coast Guard certifying the vessel in all aspects and is conformity with the applicable vessel inspection law and the rules and regulations.

The Certificate of Inspection is current and expires on October 11, 2022.

OTHER LIQUOR LICENSE INTEREST:

Island Star Corporation dba Fusion Waikiki (I0059) at 2260 Kalakaua Ave. Honolulu, HI 96815 from April 18, 1985 to June 28, 2018 (Not Renewed).

- LCIS shows the following:
 - Smith registered as a manager
 - 6/28/18 Not Renewing, business closed
 - "Demetrius Smith (Not an approved Officer)"
 - Island Star Corporation as SH with 20% stock

OTHER LIQUOR LICENSE INTEREST Continued:

Island Star Corporation dba Fusion Waikiki (I0059) Continued

- DCCA shows Island Star Corporation incorporated on April 15, 1997 with Smith as P/V/S/T/D as of May 24, 2010, and Involuntary Dissolution on December 4, 2020.
- Personal History and Affidavit indicates Smith as Owner of Island Star Corporation

JLLL Corporation dba Amnesia (E1480) at 2256 Kalakaua Ave. 2nd Floor Honolulu, HI 96815 from April 1, 2010 to June 28, 2018 (Not Renewed)

- LCIS shows the following:
 - Smith registered as a manager
 - 6/28/18 Business Closed, Not renewing FY19
 - "Demetrius Smith (Not an approved Officer)"
- DCCA shows JLLJ Corporation incorporated on November 25, 2009 with Smith as P/V/S/T/D as of October 1, 2016, and Involuntary Dissolution on June 5, 2020.
- Personal History and Affidavit indicates Smith as Owner of JLLJ Corporation

BACKGROUND:

May 5, 2017, the Commission was notified of a Stock Transfer from JLLJ Corporation. If Stock Transfer was approved Smith would be 100% owner/ Stock holder.

November 16, at its Commission hearing regarding the Stock Transfer, Commission decision of "No Action Taken" was made. Stock Transfer application was not approved.

HISTORY OF VIOLATIONS:

Island Star Corporation dba Fusion Waikiki (I0059/ Not Renewed)

- LCV18-0405, for the violation of HLC Rule §3-81-17.54(c), Failure to file timely Gross Sales report.
 - o Disposition: Licensee was found guilty and fine was imposed. Decision and Order was sent via certified mail, was returned mail not received. Fine was not paid.

HISTORY OF VIOLATIONS Continued:

Island Star Corporation dba Fusion Waikiki (I0059/ Not Renewed) Continued

- LCV 17-0306, for the violation of HLC Rule §3-82-41.2(a), Transfer of Corporation Stock without Commission approval. **Hearing was set to be rescheduled, notice was sent via certified mail.**
- LCV 17-0005, for the violation of HLC Rule §3-82-47.1(a), Entertainment without Commission approval.
 - o Disposition: Licensee plead no contest, fine was imposed, and however was not paid.

JLLJ Corporation dba Amnesia (E1480/ Not Renewed)

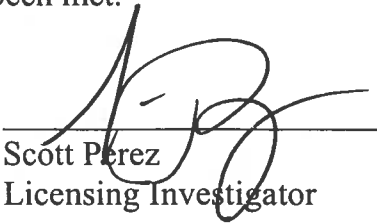
- LCV18-0403, for the violation of HLC Rule §3-81-17.54(c), Failure to timely file Gross Sales report.
 - o Disposition: Licensee was found guilty and fine was imposed. Decision and Order was sent via certified mail, was returned mail not received. Fine was not paid.
- LCV 17-0296, for the violation of HLC Rule § 3-82-38.8, failure to file timely annual employee list. **Hearing was not set.**
- LCV 17-0307, for the violation of HLC Rule §3-82-41.2(a) Transfer of Corporation Stock without Commission approval. **Hearing was set to be rescheduled, notice was sent via certified mail.**

NO PUBLIC HEARING REQUIRED:

Pursuant to Hawaii Revised Statutes §281-57(b), Preliminary Hearing; notice of public hearing class 9 license application (Tour/ Cruise Vessel) are exempt from the notice requirements of a public hearing.


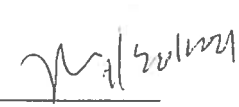
OPINION:

Statutory requirements of this application have been met.



Scott Perez
Licensing Investigator

Reviewed by:

Daniel Sato
Supervising Investigator ah

711 KAPIOLANI BOULEVARD, SUITE 600, HONOLULU, HAWAII 96813-5249
PHONE (808) 768-7300 • FAX (808) 768-7311
INTERNET ADDRESS: www.honolulu.gov/liq LIQ

3-5249 RECEIVED
LIQUOR COMMISSION
C&C OF HONOLULU

2021 MAY -6 A 11:32

Rule 3-83-53.1

[illegible]

NOTARY INITIAL:

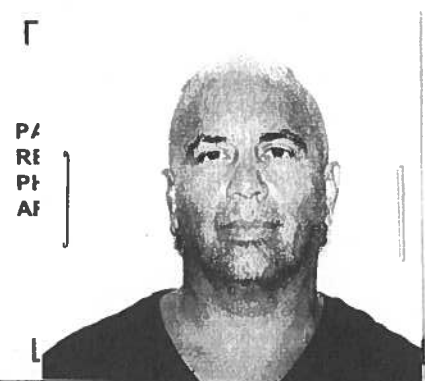
Will you devote time to manage the subject business? ☒ Yes ☐ No

If answer is "YES", will it be ☒ Full time, or ☐ Part-time?

I, DEMETRIUS SMITH, of _____
(Full Street Address, City, State, Zip)

being first duly sworn, deposes, and says, that the above information is true and correct and that I ☐ have ☒ have not) been convicted of any felony charge.

Signature

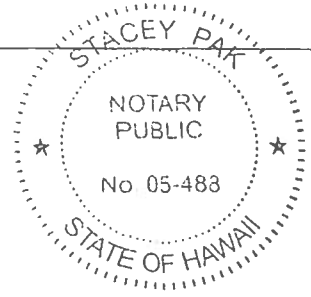
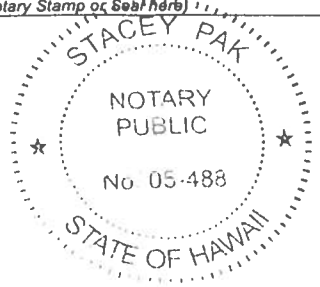


FOR NOTARY USE ONLY

STATE OF HAWAII
City and County of Honolulu } SS.

On this 8th day of Dec., in the year of 2020, personally appeared Demetrius Smith who proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to within the foregoing instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the aforementioned instrument the person, or the entity upon behalf of which the person(s) acted, executed the aforementioned instrument in free act and deed.

<p>_____ Signature of applicant(s) before Notary</p> <p>Subscribed and sworn to before me this:</p> <p><u>8th</u> day of <u>December</u>, 20<u>20</u></p> <p>_____ Signature of Notary</p> <p>Print Name: <u>STACEY PAK</u> Notary Public, State of Hawaii</p> <p>My commission expires <u>July 19, 2023</u></p> <p>(Place Notary Stamp or Seal here)</p>	<p>NOTARY CERTIFICATION</p> <p>Date of Doc: <u>DEC - 8 2020</u> # of Pages: <u>2</u></p> <p>Notary Name: <u>STACEY PAK</u> <u>First</u> Circuit</p> <p>Doc. Description: <u>Personal History and Affidavit</u></p> <p>_____ Notary Signature</p> <p><u>DEC - 8 2020</u> Date</p> <p>(Place Notary Stamp or Seal here)</p>
--	---



RECEIVED
LIQUOR COMMISSION
C&C OF HONOLULU

2021 MAY -6 P 12:02

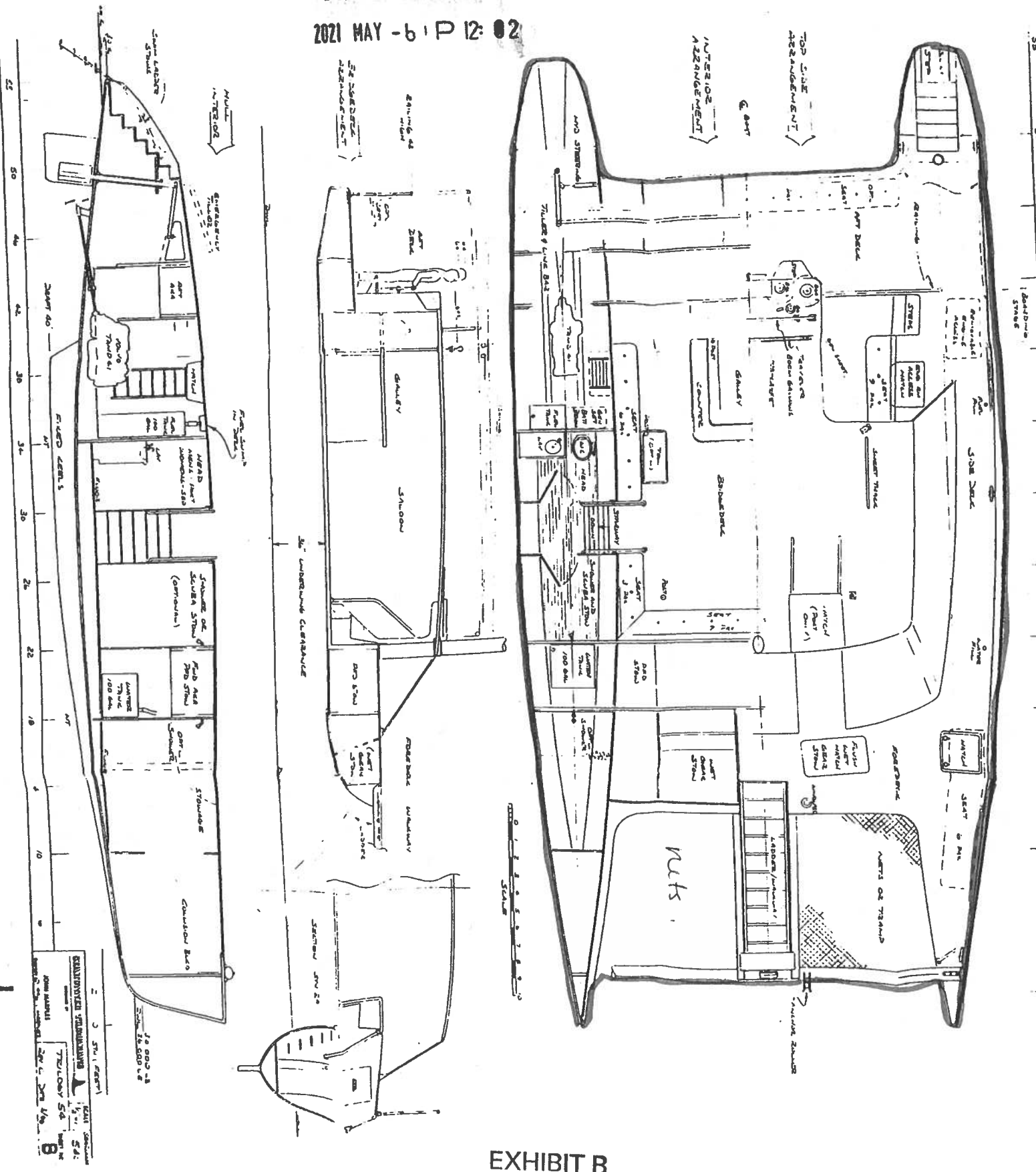
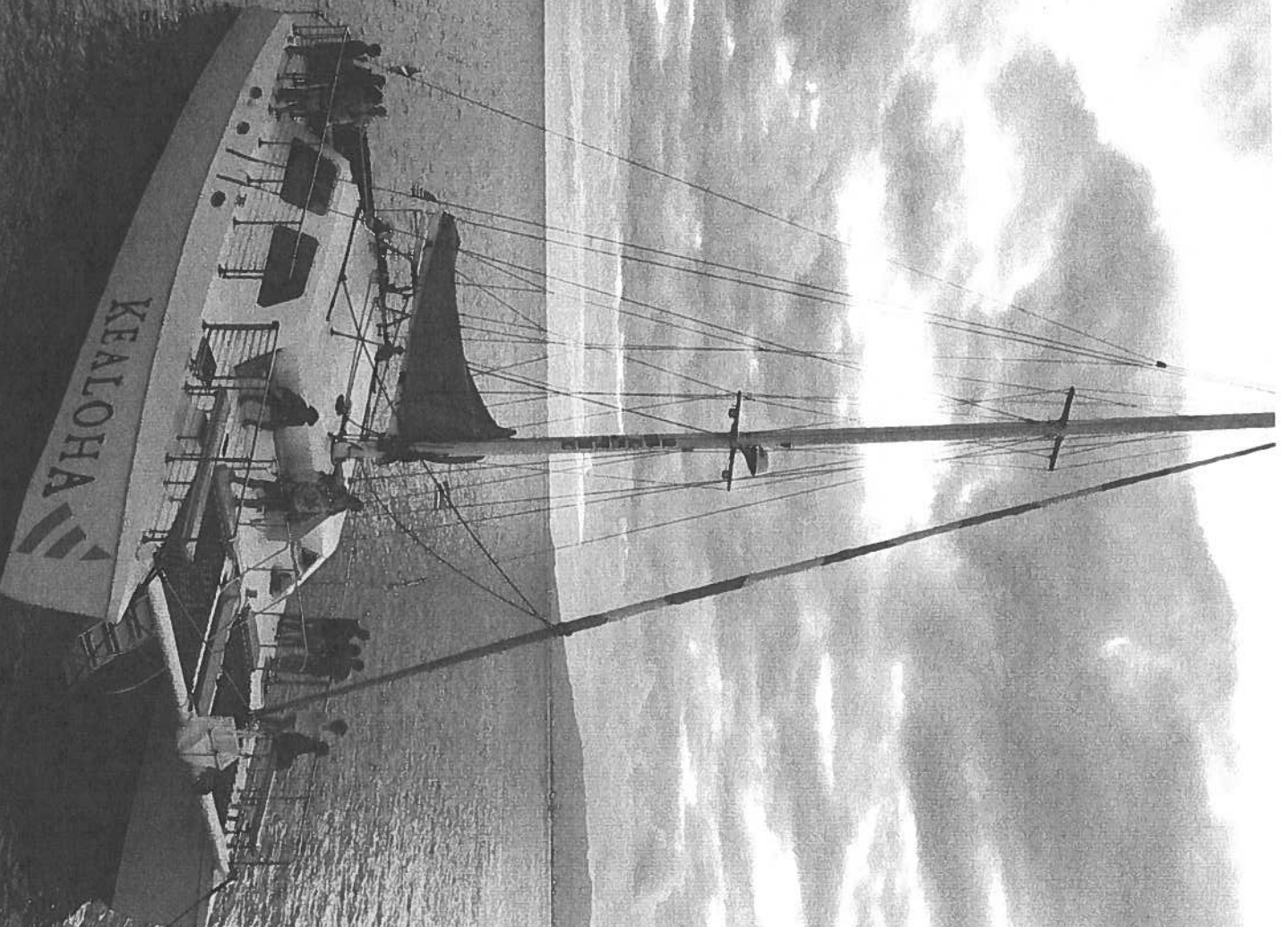


EXHIBIT B

RECEIVED
LIQUOR COMMISSION
C&C OF HONOLULU

2021 MAY -6 P 12:02



LICENSING INVESTIGATIVE REPORT

Date: November 16, 2021

SUBJECT: Miscellaneous Request No. 21-23250 from Benchmark Hospitality of Hawaii, LLC dba TURTLE BAY RESORT, at 57- 091 Kamehameha Hwy., Kahuku, for Commission approval of its internal alteration and renovation of its licensed premises (L0024)

EXISTING LICENSED PREMISES:

Location: The licensed premises is located at 57-091 Kamehameha Hwy., Kahuku, Hawaii, 96731; approximately 3,200 feet makai of main road (Kamehameha Hwy.).

Details of Premises: Situated on the North Shore of Oahu. The 850 acre property encompasses 5 miles of beach and 12 miles of hiking trails.

The irregular shaped resort faces mauka and slightly off Kuilima Drive; not clearly visible from the Kamehameha Highway.

Licensed includes the entire hotel, golf course with golf club-house, ocean villas, beach cottages and an outdoor restaurant (Roy's Beach House-R1173).

See **Exhibit A**, current floor plan (8 pages).

ALTERATION REQUEST:

In an Internal Renovation Request form dated and received by Commission on May 19, 2021, via authorized agent and attorney Robert Ueoka request the following;

Proposed areas includes 13 spots which most were renovated with some structure changes, but one (**#12-Resort Spa Hot Tub**); **unaltered**.

1. Alaia Restaurant & Kitchen-Originally Kula Grille
Completely remodeled, exhibition kitchen converted into storage space; no changes on floor plan.
2. Pool Bar altered; from enclosed to opening toward Oceanside.
3. Pool Kitchen converted into Towel Hut & pool service area.
4. VIP Lounge; complete renovation/alteration without changes to floor plan.
5. Coffee Lounge; replaced service bar with coffee/snack service counter.
6. Lobby Bar (Off the Lip); replaced the front desk & concierge area.
7. Surfer Bar; replaced by the back office of Hotel Executives.
8. Family Pool; reshaped & decreased in size.
9. Adult Pool; once the base of the Keiki pool slide.
10. Keiki Pool; altered size/shape to a narrower configuration.
11. Adult Pool Hot Tub; relocated from the near the Keiki pool.
12. Resort Spa Hot Tub; unaltered.

13. Reflecting (non-swimmable) Pool; once used as the front office, front desk manager, PBX & Resort Manager's Office.

See **Exhibit B1 & B2** copy of alteration request & floor plans (4 pages).

REASON FOR REQUEST:

An upgrade for better use of space and to create room & space in compliance with COVID 19 regulations.

REDEFINED LICENSED PREMISES:


On October 21, 2021, I conducted a preliminary inspection and discovered all the areas requested has been done on 07/01/21, except the resort spa hot tub.

See **Exhibits C**, photographs (14 pages)

OPINION:

Statutory requirement has NOT been met.


The alteration/renovations were done (07/01/2021), and without Commission approval.


Homer Tamapua
Licensing Investigator

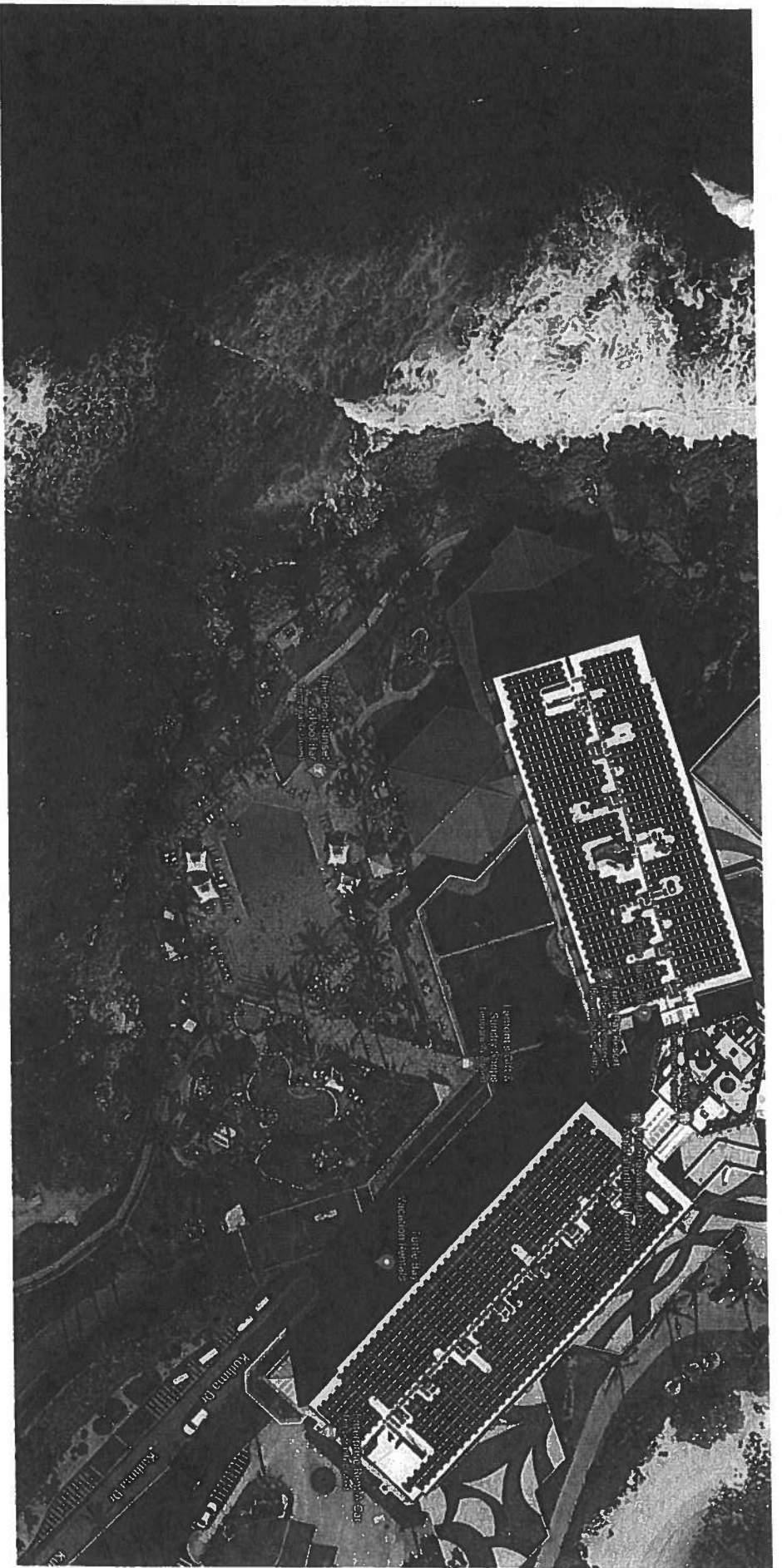
Reviewed By:


Daniel Sato
Supervising Investigator

Approved By:


Franklin Don Pacarro, Jr.
Administrator

 Date: 11/17/21



CURRENT FLOOR PLAN

BENCHMARK HOSPITALITY OF HAWAII, LLC
dba Turtle Bay Resort
57-091 Kamehameha Highway
Kahuku, Hawaii 96731

EXHIBIT A

[illegible]

EXHIBIT A

EXHIBIT A

ARCHITECTS
HAWAII
LIMITED

Project: Turtle Bay Resort
Hawaii, Hawaii 96813
Tel: (808) 531-1200
Copyright ©

Turtle Bay Resort
POOL LEVEL RENOVATIONS

PARTIAL
SITE
PLAN
POOL LEVEL

AS NOTED

RECEIVED
AUG 5 1 10 PM '02
Turtle Bay Resort Construction

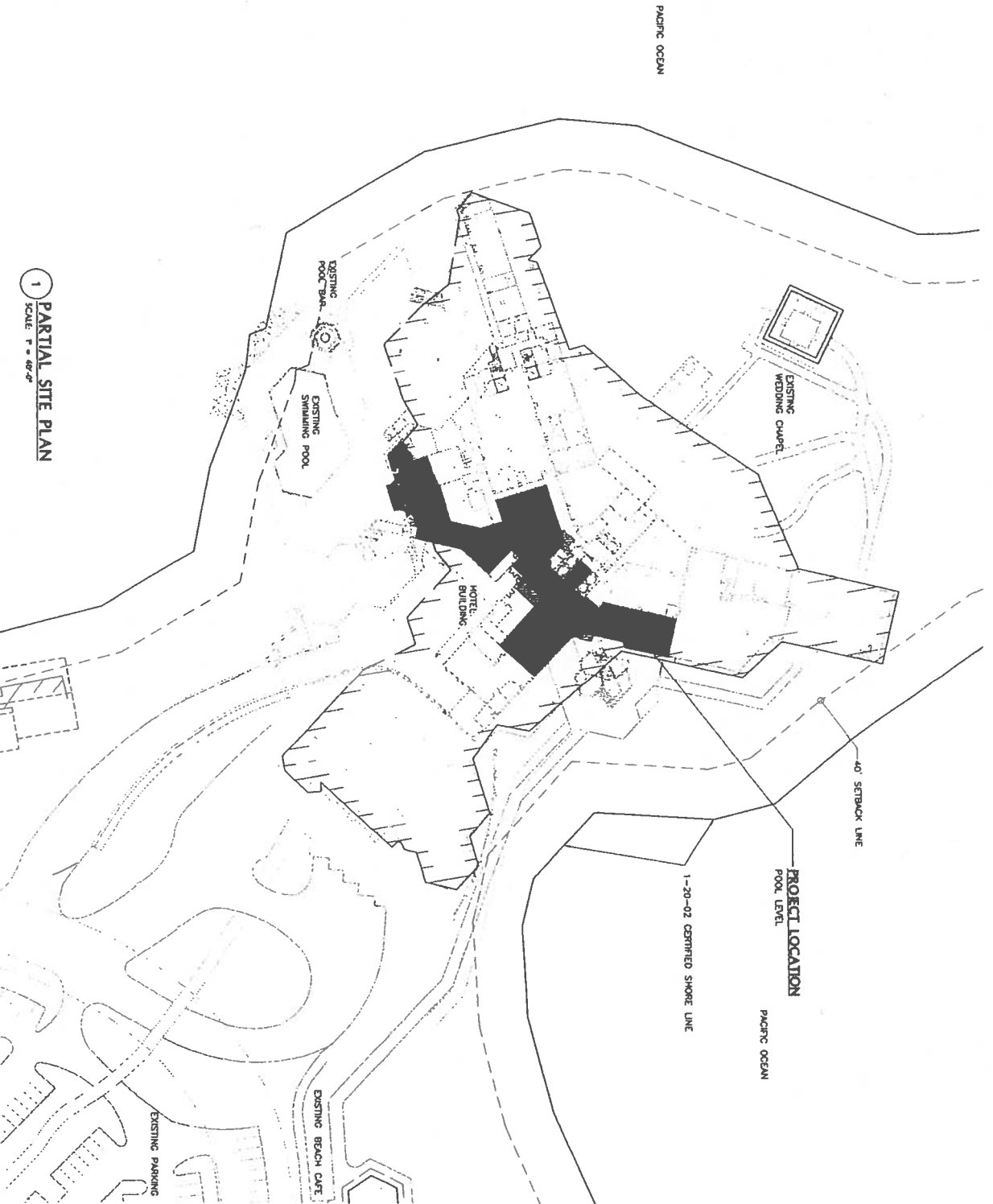
This plan was prepared by the Architect for the purpose of showing the location and extent of the proposed work. It is not to be used for any other purpose without the written consent of the Architect.

DATE: 7/23/02
BY: [Signature]

PROJECT NO. 1774
SHEET NO. 1
DATE: 7/23/02
BY: [Signature]

A-02

CONSTRUCTION DOCUMENTS



Current Floor Plan

EXHIBIT A

ARCHITECTS HAWAII LIMITED

Pacific Tower, Suite 300
1505 Kalia Road
Honolulu, Hawaii 96813
Telephone: (808) 523-9439
Fax: (808) 521-3590

Turtle Bay Resort
LOBBY
RENOVATIONS

SITE
PLAN



AS NOTED

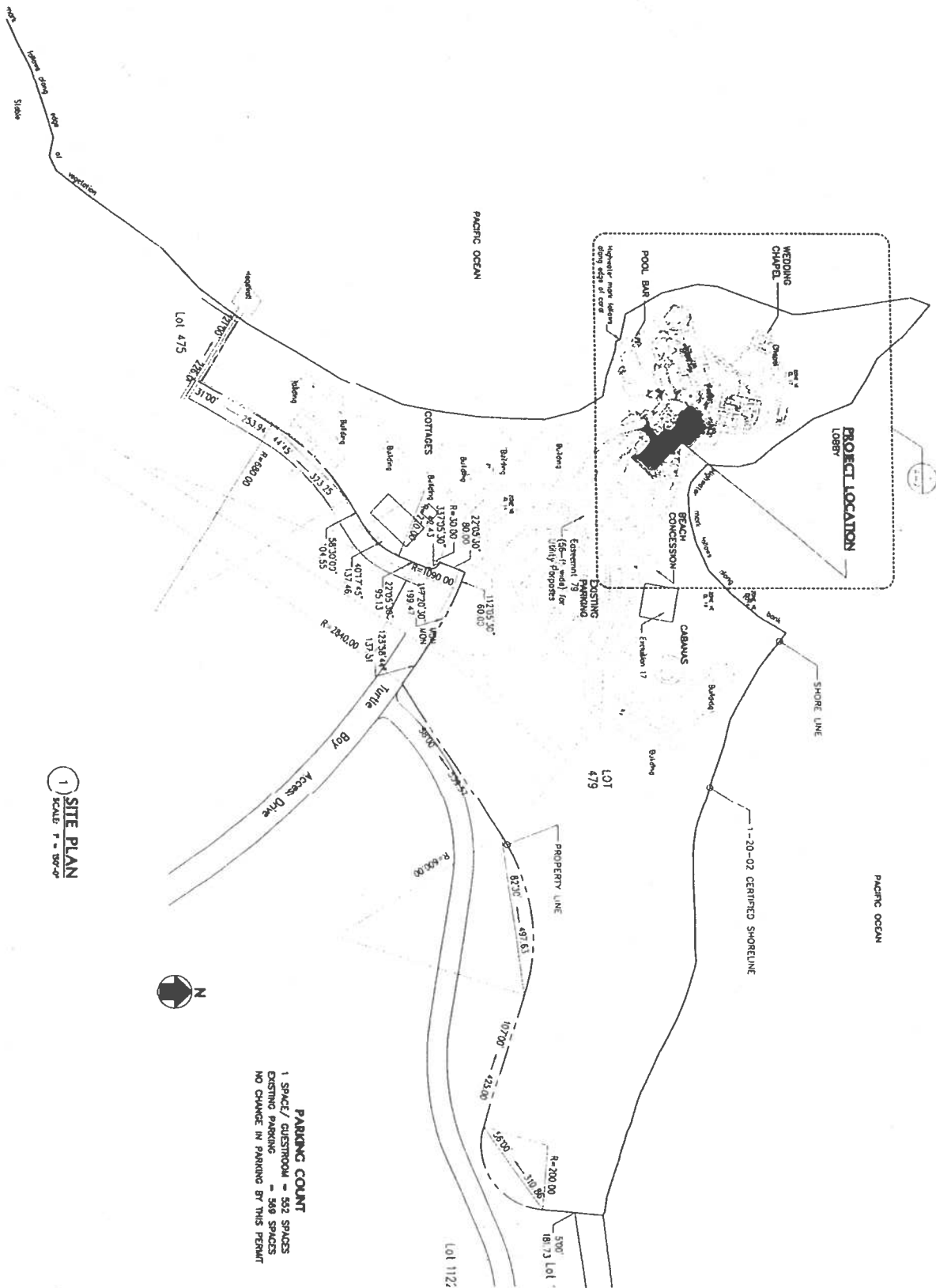


PARKING COUNT
1 SPACE/ GUESTROOM = 552 SPACES
EXISTING PARKING = 569 SPACES
NO CHANGE IN PARKING BY THIS PERMIT



1 SITE PLAN
SCALE: 1" = 50'-0"

Current Floor Plan EXHIBIT A



ARCHITECTS
HAWAII
LIMITED

Pacific Tower, Suite 200
1001 Kalia Street
Honolulu, Hawaii 96813
Telephone: (808) 552-4646
Fax: (808) 551-1200

Turtle Bay
Turtle Bay Resort
HEALTH CLUB & SPA
RENOVATIONS

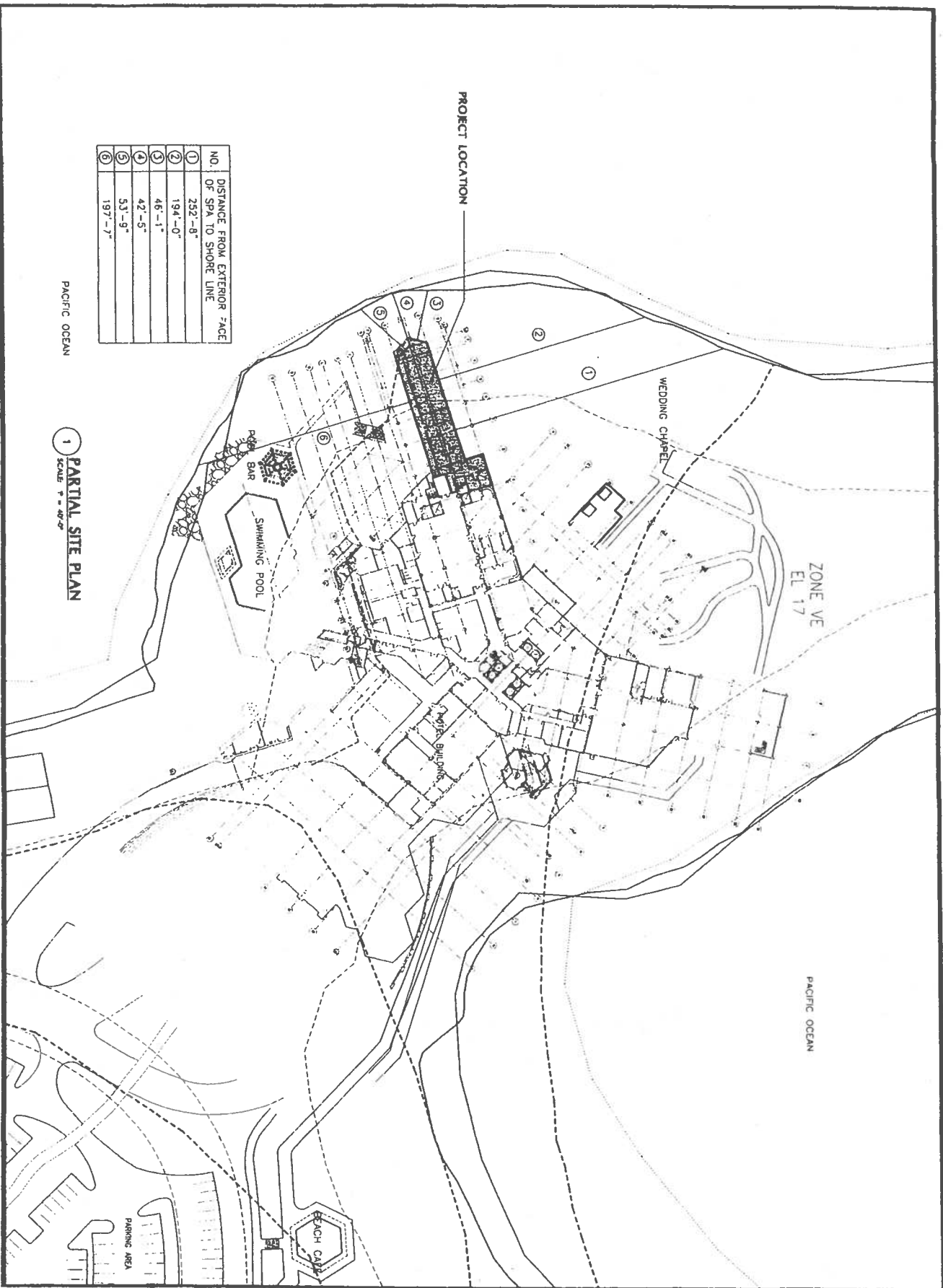


PARTIAL SITE PLAN



Prepared by: J. A. O'Neil
Designed by: J. A. O'Neil
Drawn by: J. A. O'Neil
Project No.: 47744
Date: 05-14-92

Sheet
A-1
Copyright ©



NO.	DISTANCE FROM EXTERIOR FACE OF SPA TO SHORE LINE
①	252'-8"
②	194'-0"
③	46'-1"
④	42'-5"
⑤	53'-9"
⑥	197'-7"

PARTIAL SITE PLAN
SCALE: 1" = 40'-0"

Current Floor Plan
EXHIBIT A

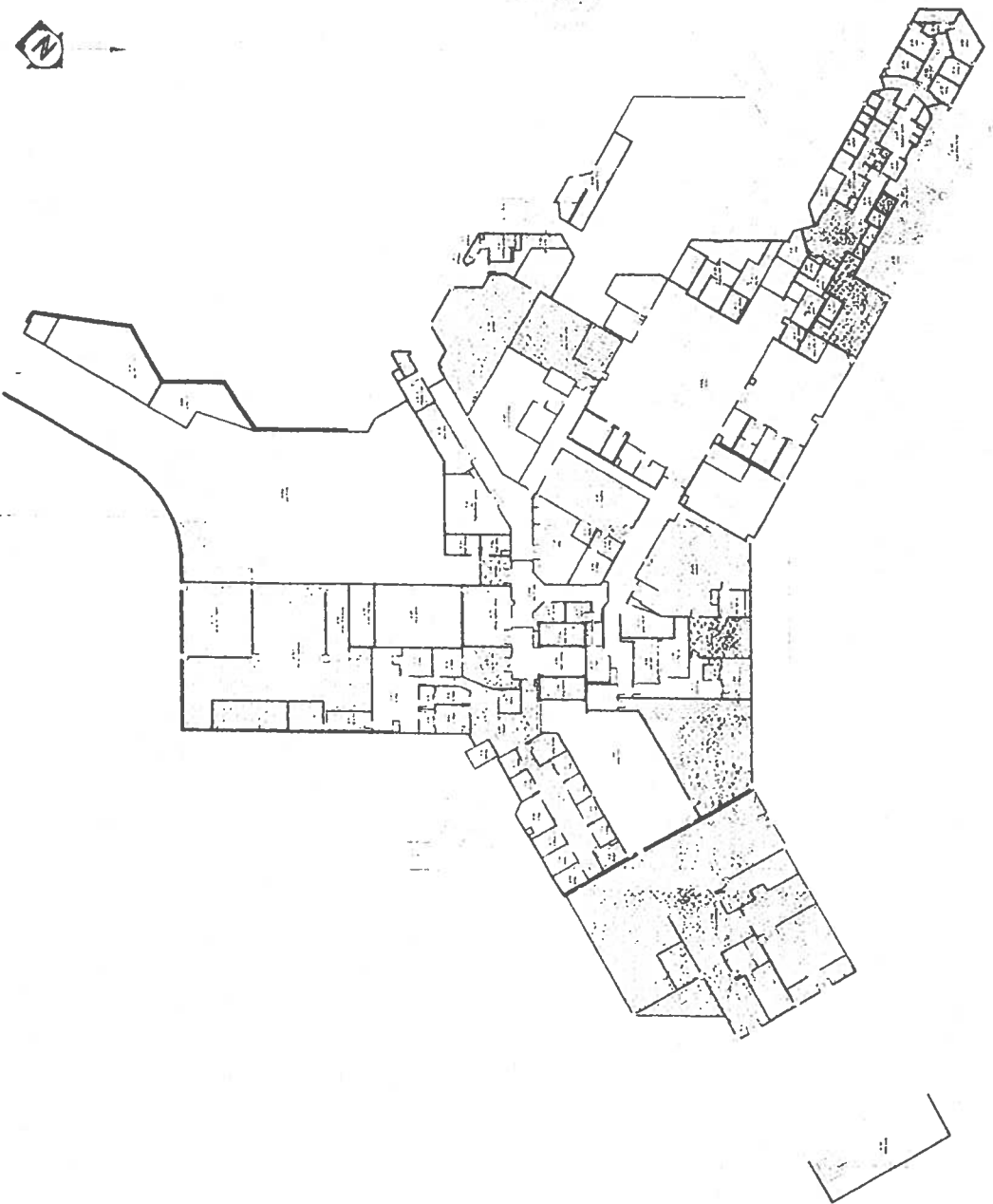
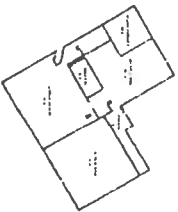
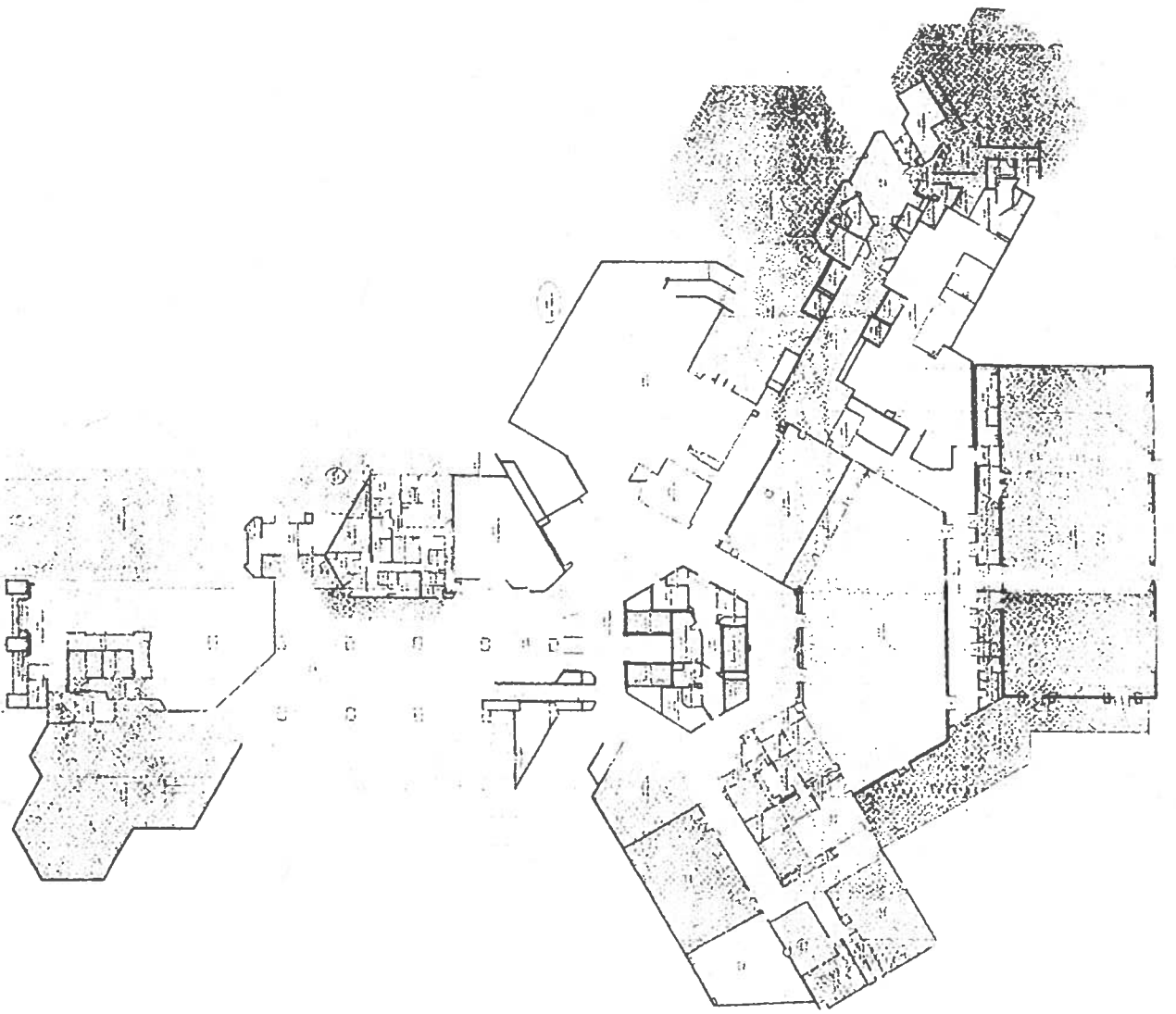


EXHIBIT A

Current Floor Plan

<p>WETNICK & ASSOCIATES 10000 WILLOW CREEK DRIVE SUITE 200 FARMINGTON, CT 06030 TEL: 860.676.1234 FAX: 860.676.1235 WWW.WETNICK.COM</p>	<p>TURTLE BAY</p> 	<p>AS BUILT FLOOR PLAN</p>	<p>Project Information</p> <table border="1"> <tr> <td>Project Name</td> <td>Turtle Bay</td> </tr> <tr> <td>Project Number</td> <td>10115</td> </tr> <tr> <td>Issue</td> <td>06-07-2016</td> </tr> <tr> <td>Author</td> <td>Wetnick & Associates</td> </tr> <tr> <td>Reviewer</td> <td>Wetnick & Associates</td> </tr> <tr> <td>Checker</td> <td>Wetnick & Associates</td> </tr> <tr> <td>Approver</td> <td>Wetnick & Associates</td> </tr> </table>	Project Name	Turtle Bay	Project Number	10115	Issue	06-07-2016	Author	Wetnick & Associates	Reviewer	Wetnick & Associates	Checker	Wetnick & Associates	Approver	Wetnick & Associates	<p>Scale</p> <p>1" = 100'</p>	<p>North Arrow</p> 	<p>EXHIBIT A</p> <p>A2.0</p>
Project Name	Turtle Bay																			
Project Number	10115																			
Issue	06-07-2016																			
Author	Wetnick & Associates																			
Reviewer	Wetnick & Associates																			
Checker	Wetnick & Associates																			
Approver	Wetnick & Associates																			



2nd Floor Plan

1st Floor Plan

3rd Floor Plan



EXHIBIT A

Current Floor Plan

 TURTLE BAY 1000 Kalia Road, Suite 100 Honolulu, HI 96813 Phone: (808) 941-1111 Fax: (808) 941-1112 Website: www.turtlebay.com		AS BUILT FLOOR PLAN Date: 08/01/2015 Drawn by: [Name] Checked by: [Name] Approved by: [Name]		LEGEND [Symbol] Existing [Symbol] Proposed [Symbol] As-Built	
PROJECT INFORMATION Project Name: [Name] Project Number: [Number] Client: [Name] Designer: [Name] Date: 08/01/2015		REVISIONS 1. Initial Design 2. Final Design 3. As-Built		NOTES All dimensions are in feet and inches. All work shall be in accordance with the latest edition of the International Building Code.	

905 Kalaninnoole Hwy.
Kailua, HI. 96734
(808) 261-8991
Fax (808) 261-8613

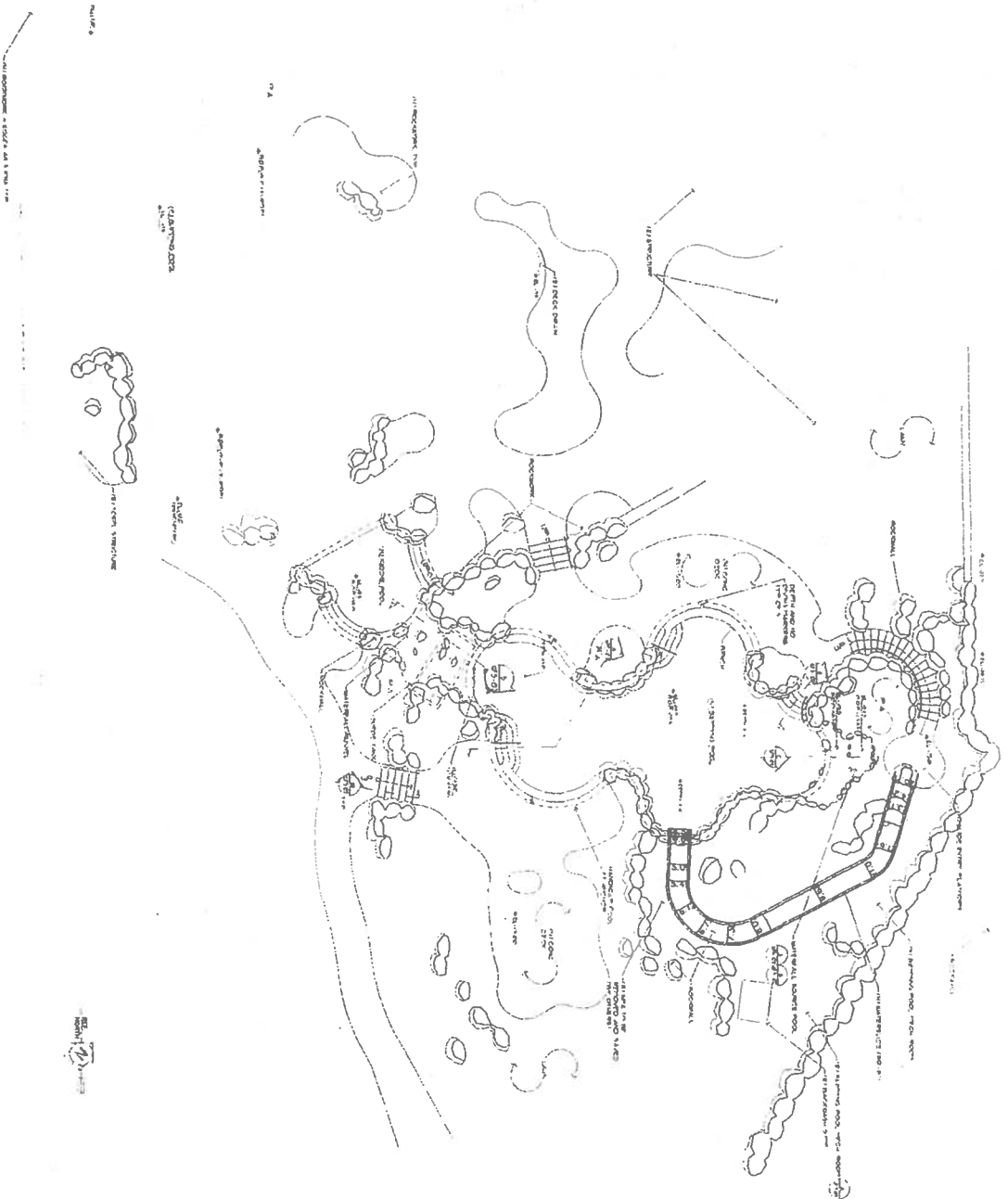
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99	1/1/1980
100	1/1/1980

SHEET TITLE
PROPOSED SITE LAYOUT PLAN

ADN No	Grown By IV
Date JAN. 24, 2002	Checked By JB
Scale 1/8" = 1'-0"	CAD File Name W12-01.DWG

WF-2-01

Current Floor Plan



LIQUOR COMMISSION
CITY AND COUNTY OF HONOLULU
711 KAPIOLANI BOULEVARD, SUITE 600, HONOLULU, HAWAII 96813-5249
PHONE (808) 768-7300 • EMAIL HLC@honolulu.gov
INTERNET ADDRESS: www.honolulu.gov/liq

REQUEST FOR INTERNAL ALTERATION

2021 MAY 19 PM 2:25

License #: L0024

Licensee Name: Benchmark Hospitality of Hawaii, LLC

Trade Name / DBA: Turtle Bay Resort

Premises Address: 57-091 Kamehameha Highway

Kahuku, Hawaii 96731

Licensee Contact Name: Robert Arthur Ueoka

Title: Authorized Agent

Bus. #: (808) 537-3500

Mobile #: (808) 384-6373

Email: robert@bishopstreetlaw.com

Corporate mailing Address: 1000 Bishop Street, Suite 503, Honolulu, Hawaii 96813

Description of renovations/alterations (in detail): (1) Alaia Restaurant & Kitchen - Originally Kula Grille, (2) Pool Bar (Sunset Bar) - Originally Pool Bar and renovated in same location, (3) Pool Kitchen (demolition), (4) VIP Lounge (The Club) - Originally Pa'akai, (5) Coffee Lounge (Ho'olana) - Originally Lobby Lounge, (6) Lobby Bar (Off the Lip), (7) Surfer the Bar replaced by back of the house offices, (8) Family Pool - Originally Main Pool, (9) Adult Pool - Originally Slide Pool, (10) Keiki Pool, (11) Adult Pool Hot Tub - Originally Slide Hot Tub, (12) Resort Spa Hot Tub, and (13) Reflecting Pool - Non-swimmable pool and only a decorative feature

☒ 2 Separate Floor Plans Drawn to Scale

- Provide floor plan to include the current layout of the licensed premises with the area where liquor is being sold/served outlined in "red".
- Provide additional floor plan to include the future or planned renovations of the licensed premises with the area where liquor is being sold/served outlined in "red".

☒ Copy of both Floor Plans drawn to scale and reduced to 8 1/2" x 11".

Robert A. Ueoka

SIGNATURE Applicant / Licensee

05/19/2021

DATE

Robert Arthur Ueoka

PRINT Applicant / Licensee

Authorized Agent

TITLE

For HLC Office Use Only

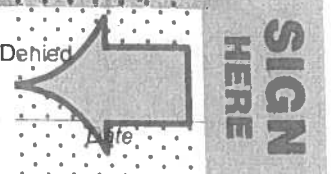
LCIS ENTRY DATE: _____

HLC STAFF INITIAL: _____

☐ Approved

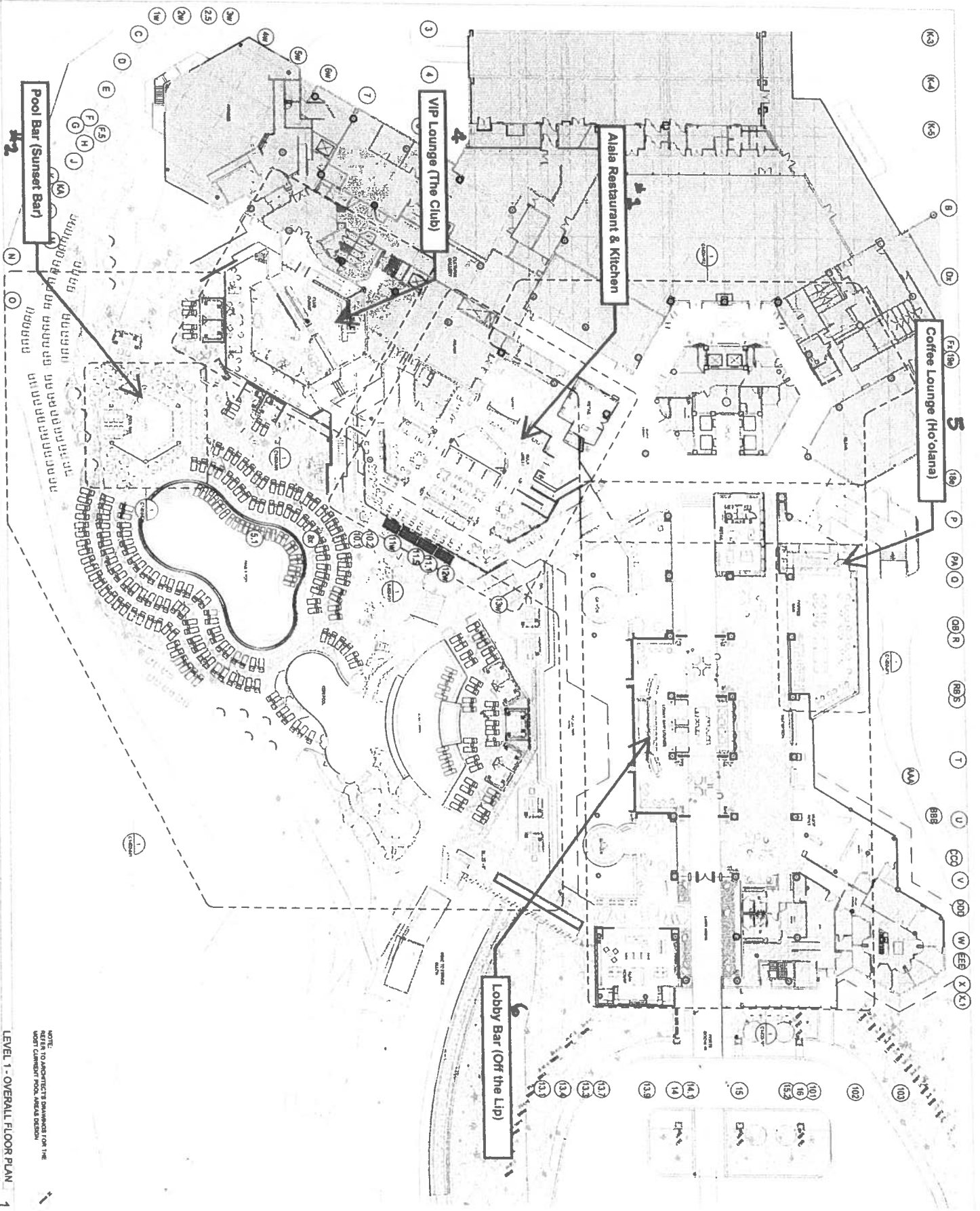
☐ Denied

Franklin "Don" Pacarro, Jr.
Administrator



PROPOSED FLOOR PLAN

EXHIBIT B2



NOTE:
TO ADJUST THE SPACING FOR THE
MOST CURRENT POOL AREAS DESIGN

LEVEL 1 - OVERALL FLOOR PLAN 1

SCALE: 1/8" = 1'-0"

FOR DESIGN INTENT ONLY - NOT FOR CONSTRUCTION

PHASE C-1
C1-ID1-L01-FP

LEVEL 1
OVERALL
FLOOR PLAN

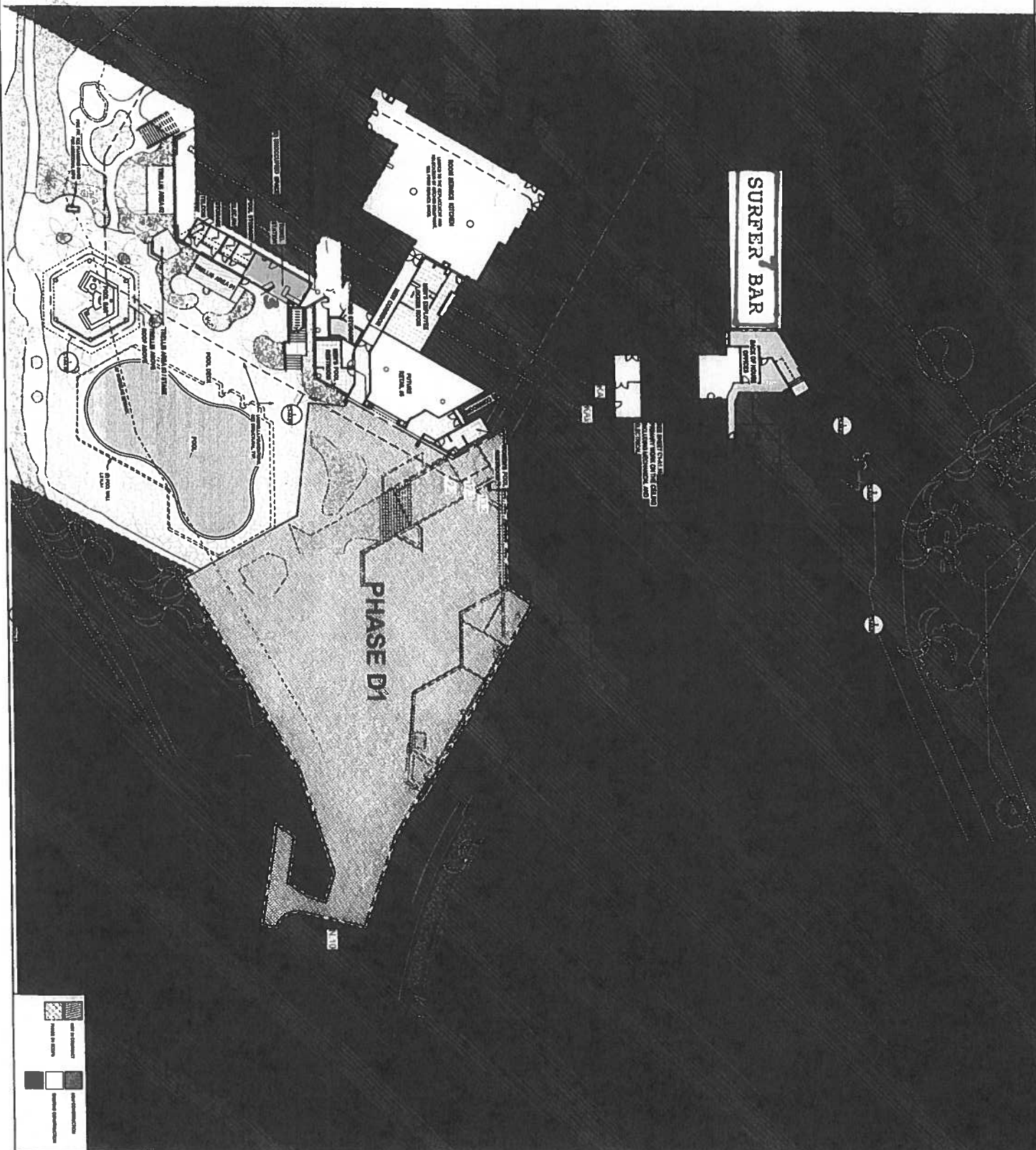
PUBLIC AREAS

TURTLE BAY
TURTLE BAY RESORT
HOTEL RENOVATION

EVOKE

WONGS

WONGS ARCHITECTURE



WCI ARCHITECTURE
 10000 W. 10th Avenue, Suite 100
 Denver, CO 80202
 Phone: 303.755.1000
 Fax: 303.755.1001
 www.wciarchitect.com

TURTLE BAY
 10000 W. 10th Avenue, Suite 100
 Denver, CO 80202
 Phone: 303.755.1000
 Fax: 303.755.1001
 www.turtlebay.com

**TURTLE BAY
 RESORT HOTEL
 RENOVATION**

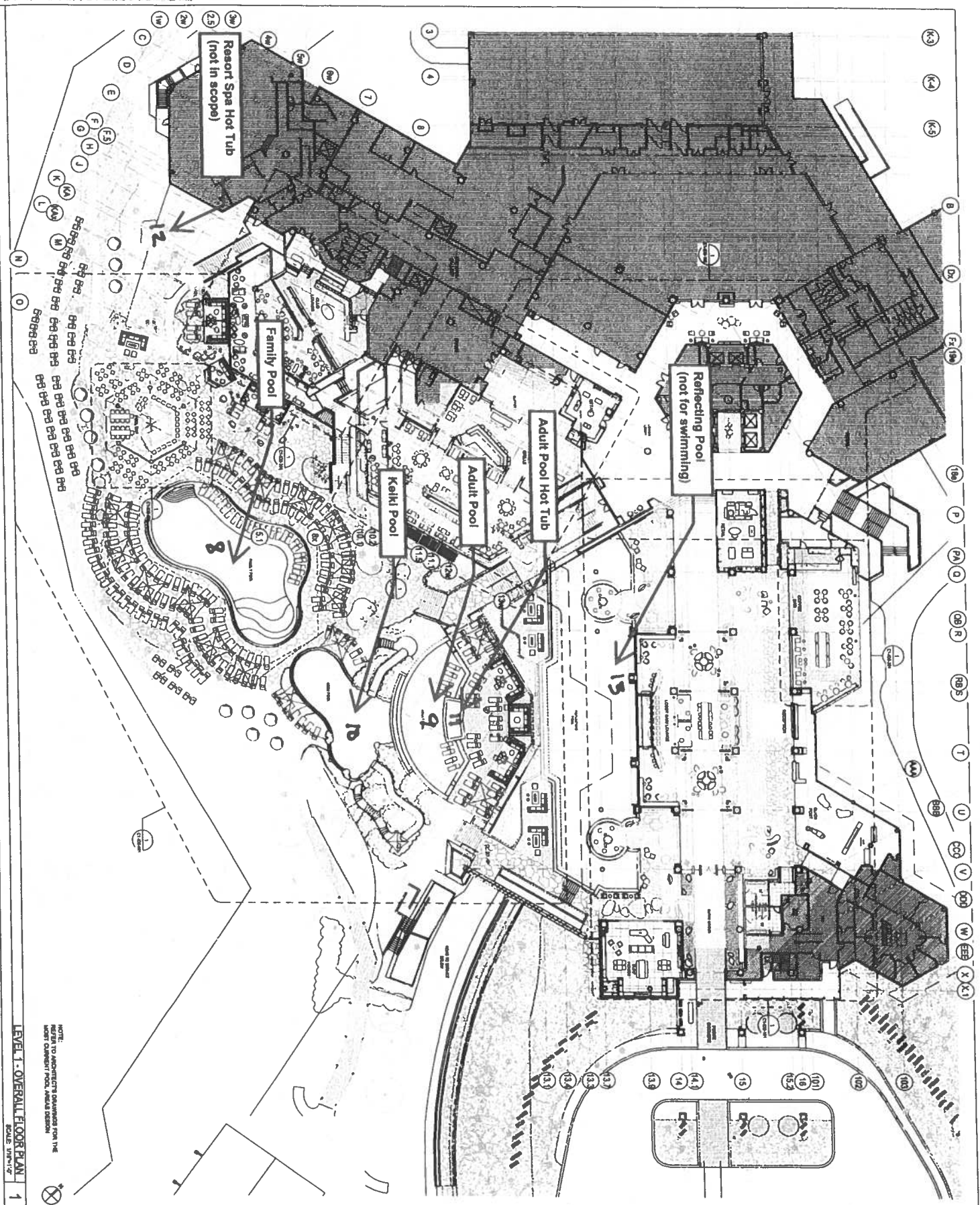
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6	10000 W. 10th Avenue, Suite 100	1
7	10000 W. 10th Avenue, Suite 100	1
8	10000 W. 10th Avenue, Suite 100	1
9	10000 W. 10th Avenue, Suite 100	1
10	10000 W. 10th Avenue, Suite 100	1

10000 W. 10th Avenue, Suite 100
 08/04/2020
 OVERALL PLAN -
 SERVICE LEVEL



C1-A1.14

PROPOSED FLOOR PLAN EXHIBIT B2



FOR DESIGN INTENT ONLY - NOT FOR CONSTRUCTION

<p>WCTH ARCHITECTURE 1000 N. GARDEN STREET, SUITE 100 AUSTIN, TEXAS 78701 TEL: 512.476.1111 FAX: 512.476.1112 WWW.WCTHARCHITECTURE.COM</p>	<p>EVOKE A TURTLE BAY COMPANY 1000 N. GARDEN STREET, SUITE 100 AUSTIN, TEXAS 78701 TEL: 512.476.1111 FAX: 512.476.1112 WWW.EVOKE.COM</p>	<p>TURTLE BAY 1000 N. GARDEN STREET, SUITE 100 AUSTIN, TEXAS 78701 TEL: 512.476.1111 FAX: 512.476.1112 WWW.TURTLEBAY.COM</p>	<p>TURTLE BAY RESORT HOTEL RENOVATION 1000 N. GARDEN STREET, SUITE 100 AUSTIN, TEXAS 78701 TEL: 512.476.1111 FAX: 512.476.1112 WWW.TURTLEBAY.COM</p>	<p>PHASE C-1 C-1-D1-L01-FP</p>	<p>LEVEL 1 - OVERALL FLOOR PLAN SCALE: 1/8" = 1'-0"</p>
--	---	--	--	--	---

#1. ALAIA RESTAURANT & KITCHEN-FORMERLY KULA GRILLE



EXHIBIT C

#2. POOL BAR(Sunset Bar)-Original POOL BAR & Renovated at same location.



EXHIBIT C

#3. Formerly POOL KITCHEN-Currently POOL AMENITIES & SUPPLIES



EXHIBIT C

#4. VIP Lounge (THE CLUB) - Formerly PA'AKAI



EXHIBIT C

SECOND PAGE OF #4
VIP LOUNGE (THE CLUB)

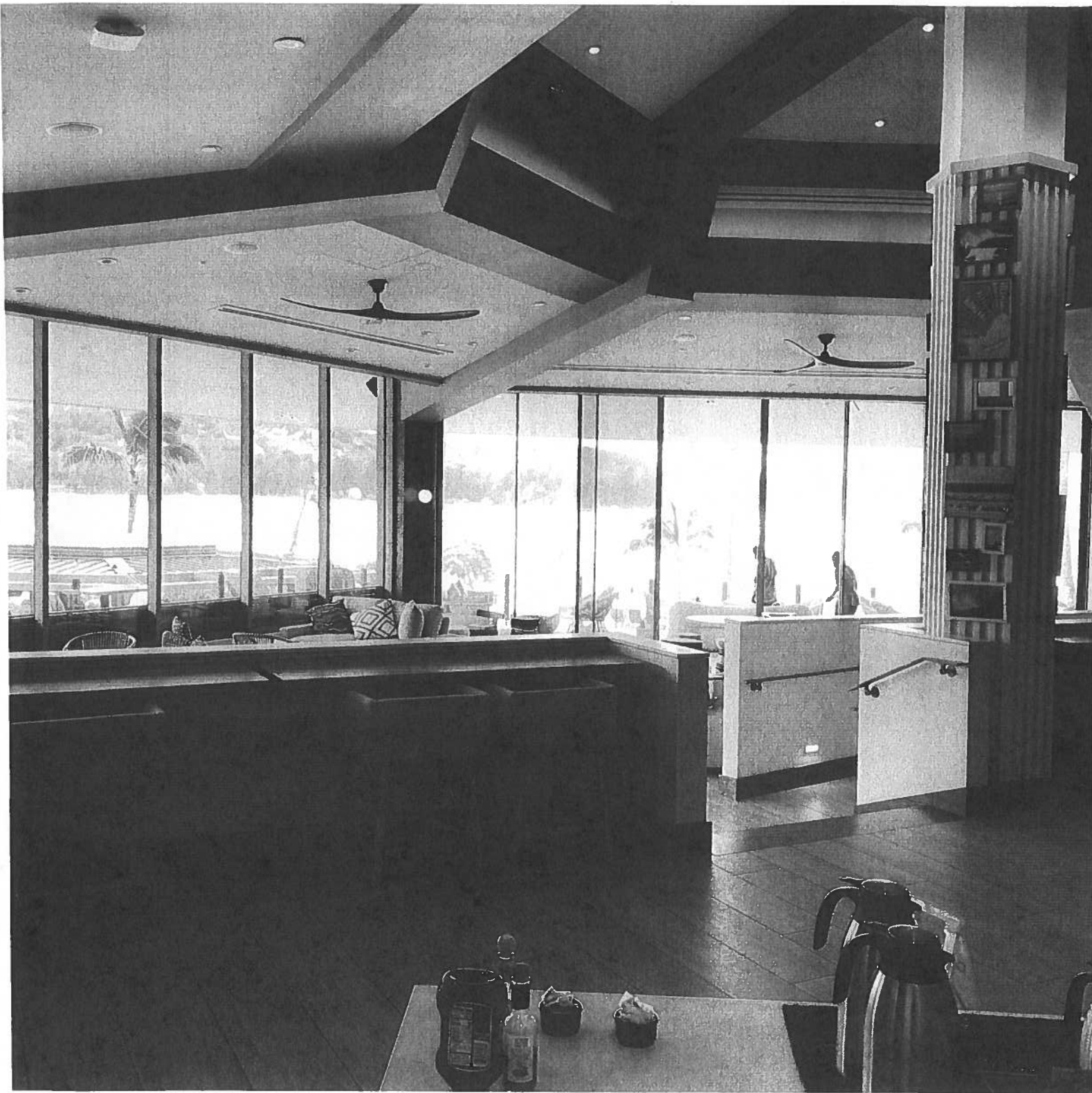


EXHIBIT C

5. Coffee Lounge (HO'OLANA) -Formerly Lobby Lounge



EXHIBIT C

6. Lobby Bar (OFF THE LIP)



EXHIBIT C

7. Hotel Executive Back Office-Formerly SURFER BAR



EXHIBIT C

#7 . Hotel back office-Formerly SURFER BAR

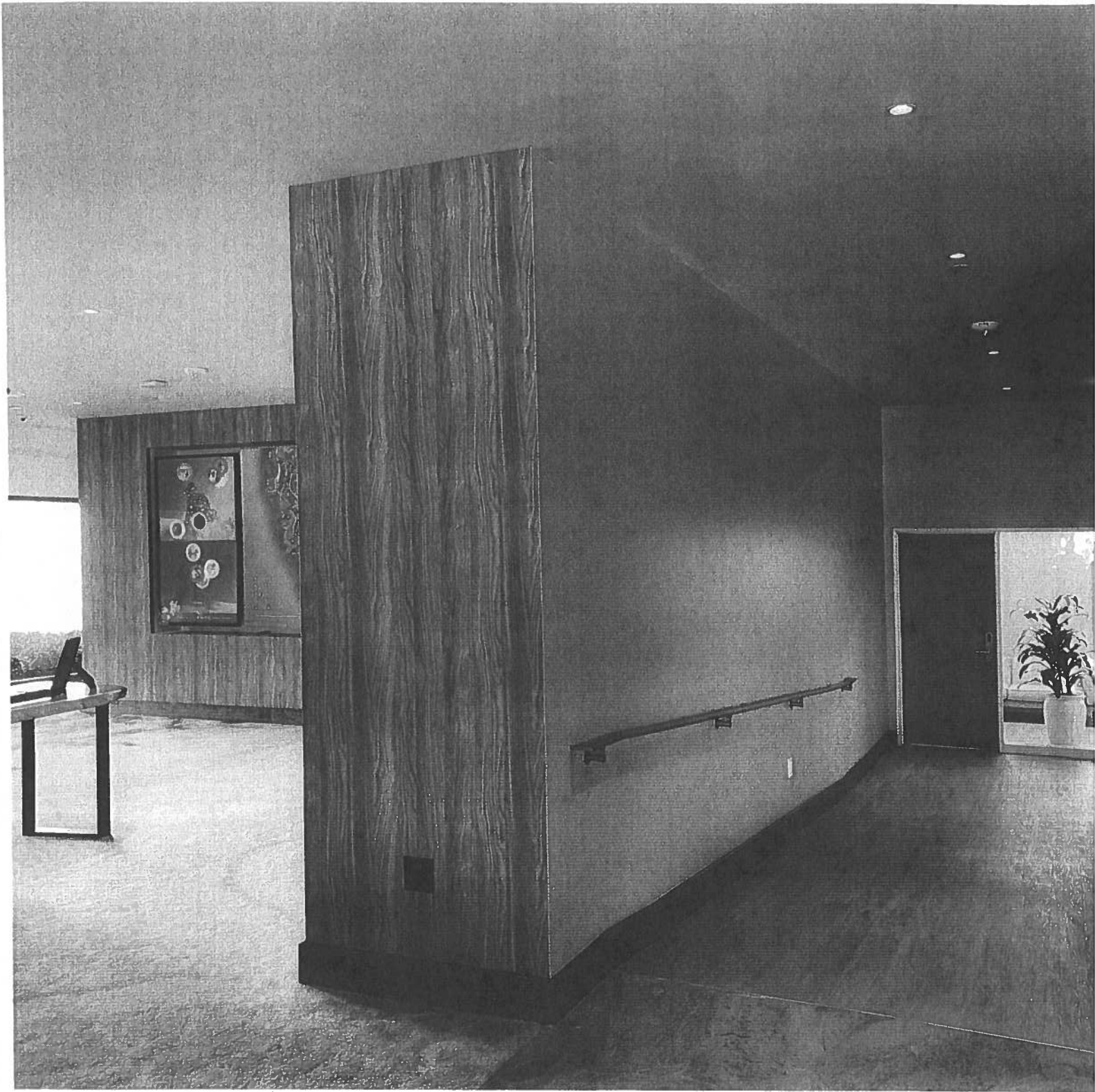


EXHIBIT C

#8. FAMILY POOL-Formerly MAIN POOL



EXHIBIT C

#9. ADULT POOL-Formerly SLIDE POOL

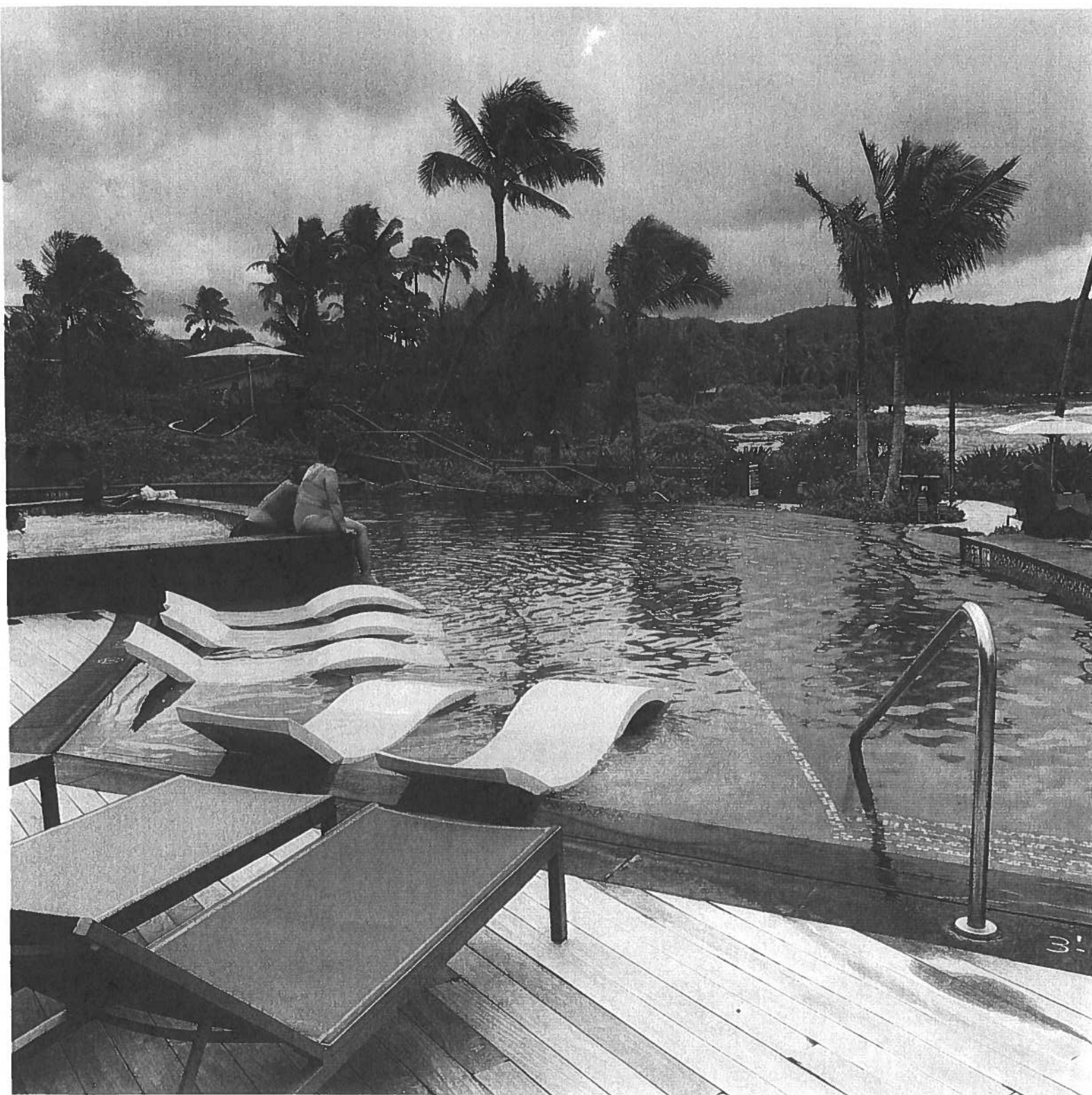


EXHIBIT C

#10. KEIKI POOL

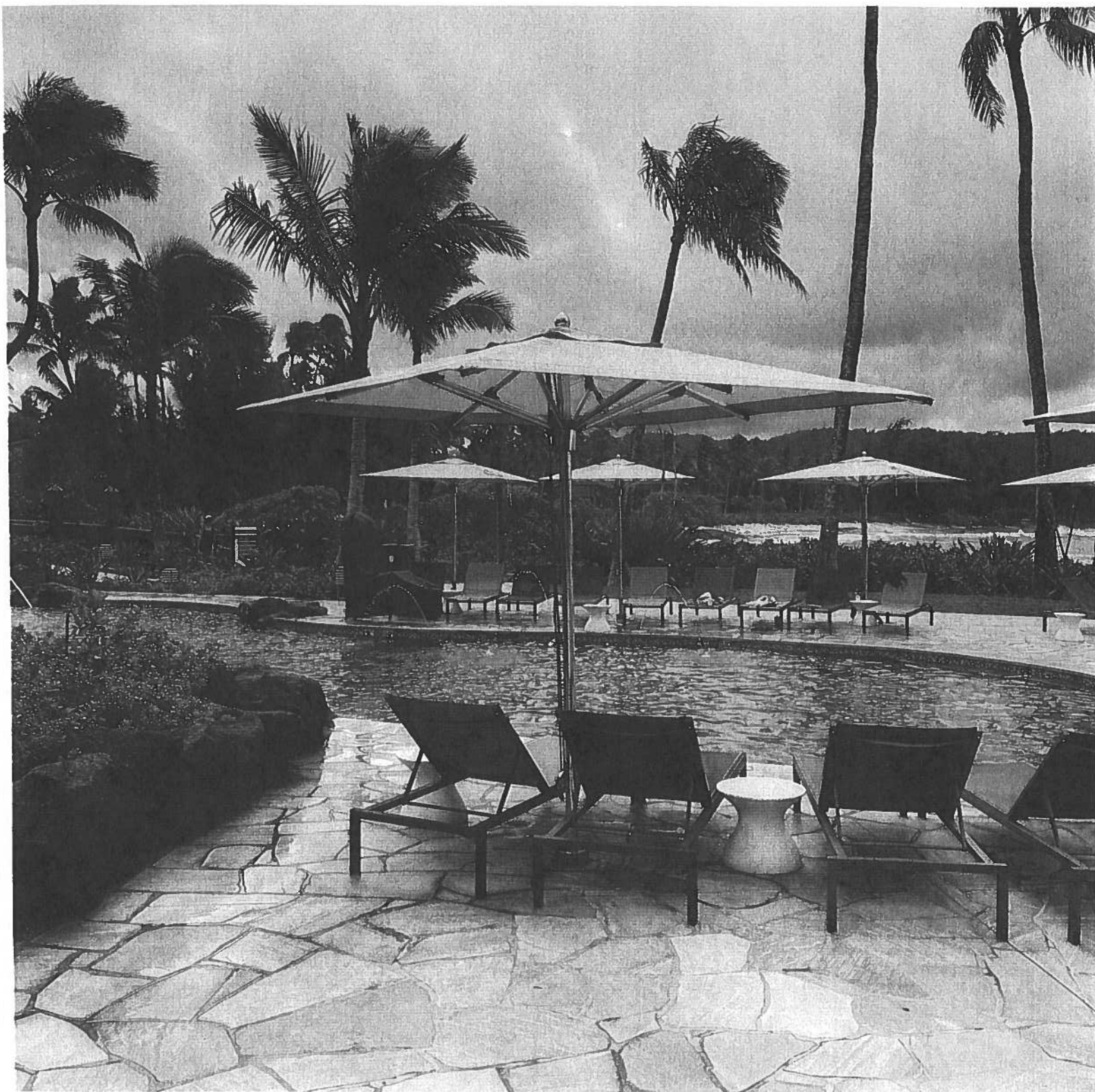


EXHIBIT C

#11 ADULT POOL HOT TUB-Formerly SLIDE HOT TUB



EXHIBIT C

#13. REFLECTING POOL-Non Swimmable pool; decorative feature.

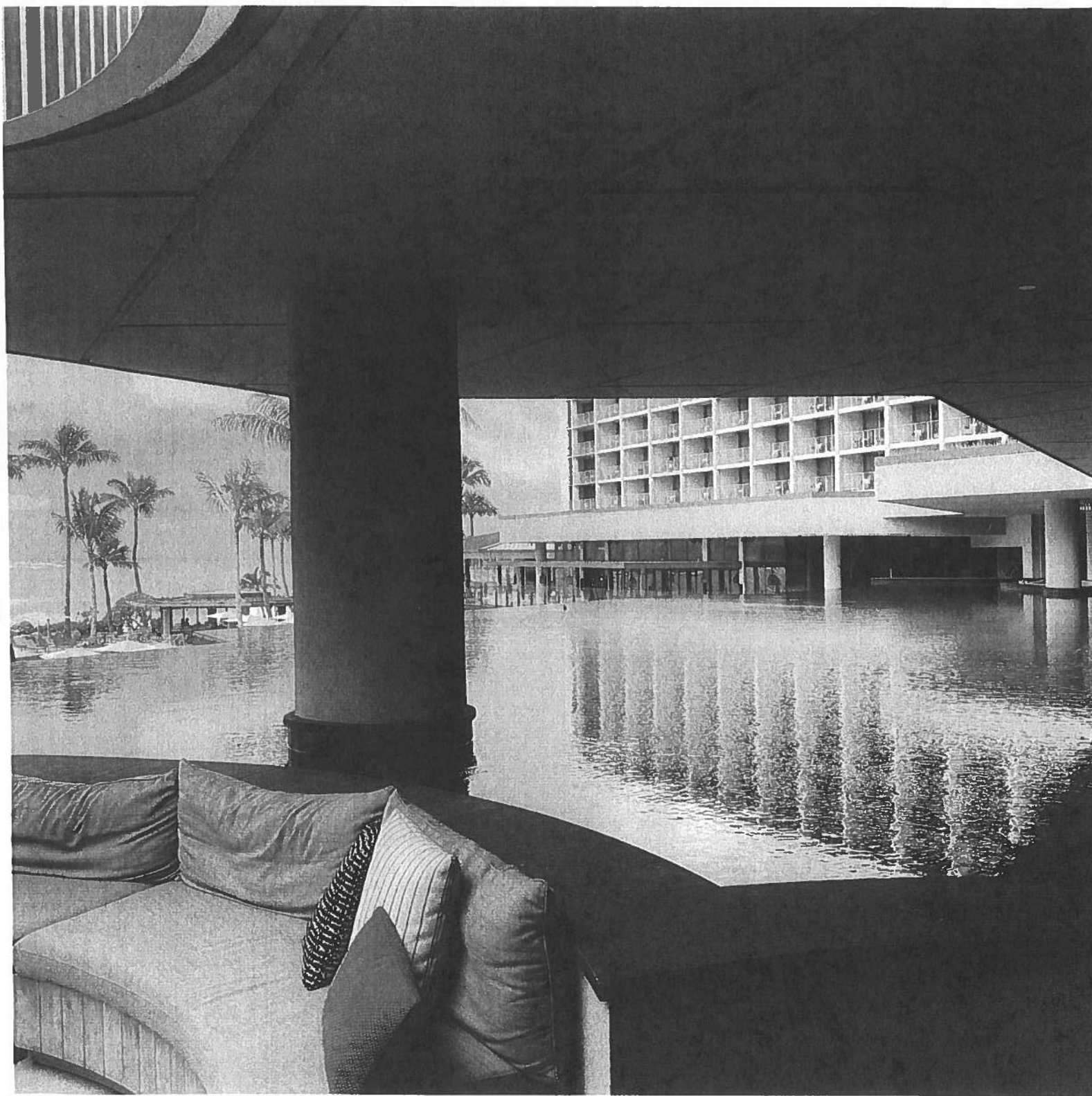


EXHIBIT C

#22-24050

BENNETT J. CHIN
PARTNER

MIA D. OBCIANA
PARTNER

SABRINA KAWANA
ASSOCIATE

Please place on
Agenda 12/2/21 ah

GORDON & REES
SCULLY MANSUKHANI
YOUR 50 STATE PARTNER™

ATTORNEYS AT LAW
500 ALA MOANA BOULEVARD, SUITE 7400
HONOLULU, HI 96813
WWW.GRSM.COM

November 10, 2021

VIA HAND-DELIVERY

Daniel Sato
Licensing Supervisor
Honolulu Liquor Commission
711 Kapiolani Boulevard
Honolulu, Hawaii 96813

RECEIVED
LIQUOR COMMISSION
C.C. OF HONOLULU
2021 NOV 12 A 9 07

Re: Consolidated Entertainment LLC License Application;
New Application and Special License Application Requests

Dear Mr. Sato,

For your consideration is a license application on behalf of Consolidated Entertainment LLC ("Consolidated"). Attached you will find the new license application, special license application, and usual supporting documents. The new and special license applications indicate that Consolidated is applying for a Class 2 Restaurant, Standard category license.

Corporate Structure and Lease

As the Commission is well aware, Consolidated has made multiple changes to its corporate structure. The changes are explained in the attached memorandum from Keith M. Kiuchi, Esq.

Also attached in the memorandum from Mr. Kiuchi is an explanation of the lease changes and amendments for the proposed licensed premises.

Request for Waiver of Administrative Rules

Pursuant to §3-81-17.8 of the Rules of the Liquor Commission of the City and County of Honolulu, State of Hawaii, Consolidated hereby requests the waiver of the following rules for undue hardship and economic burden:

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LIQUOR COMMISSION
O&C OF HONOLULU
2021 NOV 12 A 9:07

1. §3-84-72.2 Premises Lighting; Doors

Consolidated requests a waiver of the requirement for “[t]he interior...of the licensed premises” to be “well and properly lighted.”

While the lobby and common areas of the licensed premises will be well lit, the inside of the individual auditoriums will be dark during showings to allow guests to fully enjoy the movies. It would be an undue burden to require lighting inside auditoriums. Waiving this requirement would not unduly burden any adverse party and is consistent with the underlying purpose of Haw. Rev. Stat. Chapter 281. Consolidated plans on implementing sufficient safeguards to ensure that no guests under the age of 21 will be allowed entry into the lower level theatres, thus eliminating the possibility of minors consuming any alcohol. Further, theatre staff will be monitoring each auditorium to ensure guests consuming alcohol are doing so in a safe and lawful manner.

2. §3-84-78.041 Visual Reproductions of Sexual Acts and Simulations

Some appropriately rated films shown at Consolidated may show limited simulations of sexual intercourse or partial nudity.

Consolidated will suffer undue hardship and economic burden if it is not allowed to show any movies that have partial or full nudity, or any limited simulation of sexual acts. No adverse parties will be unduly burdened by this waiver and such waiver is consistent with the underlying purpose of Haw. Rev. Stat. Chapter 281. This rule was implemented to prevent the service of alcohol in strip clubs and during the showing of pornographic films. Consolidated will not be allowing any nude dancing and will not be showing any pornographic films.

3. Special License Waivers

Consolidated also requests to refer to documents on file for its new license application to be used to support its applications for special licenses.

Security Plan

Consolidated’s security plan is a variation of the security plan currently in place at its Ward Theatres. While Consolidated will not be implementing all the security measures present at its Ward location, it believes the proposed measures are adequate to prevent underage drinking and ensure a safe environment for all its customers as well as the general public.

Any guest, appearing to be under the age of 30, wishing to purchase beer or wine from the concession will have their identification checked and issued a wristband. Guests will only be permitted to purchase two drinks and the identification will be verified and scanned using WeScan, the state-of-the-art point of sale software currently used at Consolidated’s Ward location. Similar to Ward, the software that will be used at the theatre cannot be bypassed to allow a guest to purchase more than two drinks or purchase any drink without valid identification.

November 10, 2021

Page 3

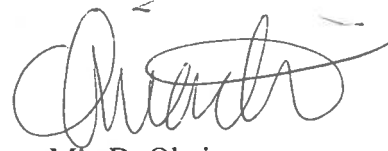
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LIQUOR COMMISSION
C&C OF HONOLULU
NOV 11 A 9:07

Theatre monitors will periodically check each auditorium during showings, at least every thirty minutes, to ensure only customers with wristbands are holding the alcoholic beverage cups and to monitor the safety of the guests. Additional staff will also ensure no alcoholic beverage cups leave the licensed premises after showings end.

Employees will be required to take and complete TIPS training in addition to the training provided by the Commission. Consolidated will also be requiring employees to be retrained periodically and any employee who inadvertently violates any policy, liquor law or administrative rule will be removed from service immediately and may be subject to termination.

We look forward to the opportunity to address any further questions or concerns you may have at our public hearing.

Sincerely,

A handwritten signature in black ink, appearing to read 'Mia D. Obciana', written in a cursive style.

Mia D. Obciana



McCORRISTON MILLER MUKAI MACKINNON LLP
ATTORNEYS AT LAW

#22-24096

2021 NOV 22 PM 3:28

November 19, 2021

Liquor Commission of the
City and County of Honolulu
711 Kapiolani Boulevard 6th Floor
Honolulu, Hawaii 96813

Please place on
Agenda 12/2/21 Ah

Attention: Anna Hirai
Daniel Sato

Re: ZETTON, INC.
Request for Waiver of Honolulu Liquor Commission Rule § 3-82.32.1(a)

Dear Sir/Madam:

Zetton, Inc. ("Applicant") requests a waiver of Honolulu Liquor Commission Rule § 3-82-32.1(a) with regard to the filing of a temporary license application within five (5) working days of the cancellation of the previous license or the closing of the business.

The Applicant is a Hawaii corporation which has entered into a lease for the premises at 364 Seaside, Apt. A, Honolulu, HI, located in the Marine Surf Waikiki Condominium ("Premises"), the former licensed premises of Hi-Tide Poke Shop. The previous licensee George's Corporation failed to renew the 2021-22 liquor license by the June 30, 2021 deadline. Applicant will also operate the Premises for liquor and food service.

This waiver request is pursuant to §3-81-17.8 of the Rules of the Liquor Commission of the City and County of Honolulu, in that:

(a) undue economic hardship will result if the temporary liquor license cannot be obtained since full economic use of the Premises cannot be realized without a liquor license. Applicant intends to file a new license application for the Premises, with the hope that the application would be processed in time for the planned March/April 2022 opening. With the COVID 19 and other delays, a temporary license will be necessary if the application cannot be processed in time. As a result, there will be a financial hardship without a waiver.

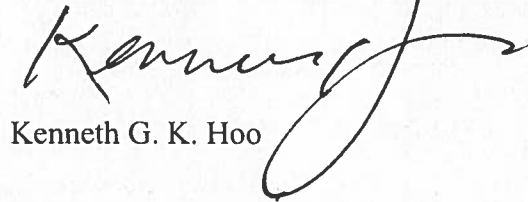
(b) a waiver would not unduly burden or adversely affect any affected person, in that the Premises was licensed as a restaurant general license up to June 30, 2021. All affected parties have known the Premises to be a liquor and food service licensed premises; and

(c) the waiver is consistent with the purposes of Chapter 281 in that Section 32 (1) of that chapter provides that a temporary license may be granted where the premises shall have been operated under a license of the same class, kind and category issued.

Applicant respectfully requests that this waiver request be approved.

Very truly yours,

McCorriston Miller Mukai MacKinnon LLP

A handwritten signature in black ink, appearing to read 'Kenneth G. K. Hoo', written over the printed name.

Kenneth G. K. Hoo

KGKH:va
cc: Zetton, Inc.



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LIQUOR COMMISSION
C&C OF HONOLULU

2021 NOV 17 A 10:57

#22-24073

66-165 Kamehameha Highway Unit 3E, Haleiwa HI 96712

Dated: 11/09/2021

Please place on
Agenda 12/2/21 dn

Honolulu Liquor Commission
City and County of Honolulu
711 Kapiolani Blvd. Suite 600
Honolulu, Hawaii 96813

RE: **JORGE'S HAWAII LLC**— Requesting waiver of Rule 3-82-32.1 .

Premises: 66-165 KAMEHAMEHA HIGHWAY UNIT 3E, HALEIWA, HI 96712
Applicant: JORGE'S HAWAII LLC

Dear Sir/Madam:

Requesting waiver of Rule 3-82-32.1 requiring a temporary license application be filed within five (5) working days of the cancellation of the previous license or the closing of the business.

Very truly yours,

Your Name — **JORGE'S HAWAII LLC**

Luis Silva
Manager Member

former location of Stormy's Gastropub, inc
R1294 66-165 Kam Hwy
Haleiwa HI 96712